FEDERAL REGISTER

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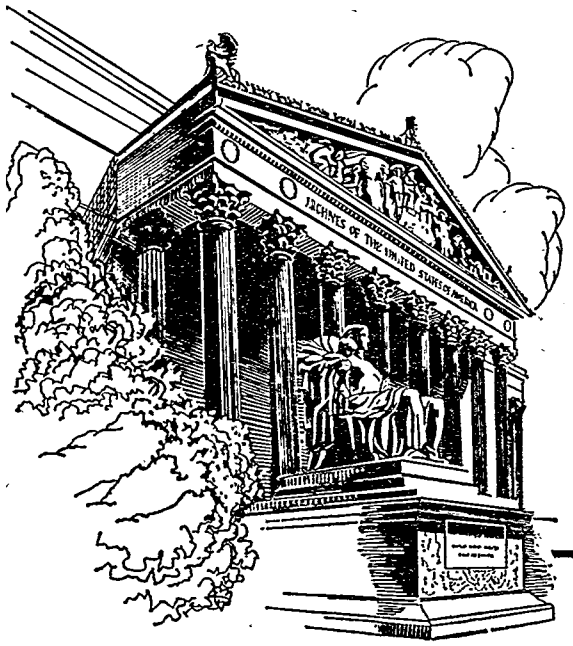

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Executive Order 11443

CREATING AN EMERGENCY BOARD TO INVESTIGATE DISPUTES BETWEEN THE CARRIERS REPRESENTED BY THE NATIONAL RAILWAY LABOR CONFERENCE AND CERTAIN OF THEIR EMPLOYEES

WHEREAS disputes exist between the carriers represented by the National Railway Labor Conference, designated in List A attached hereto and made a part hereof, and certain of their employees represented by the Order of Railway Conductors and Brakemen, a labor organization; and

WHEREAS these disputes have not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS these disputes, in the judgment of the National Mediation Board, threaten substantially to interrupt interstate commerce to a degree such as to deprive the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by Section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate these disputes. No member of the Board shall be pecuniarily or otherwise interested in any organization of railroad employees or any carrier.

The board shall report its findings to the President with respect to the disputes within thirty days from the date of this order.

As provided by Section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the carriers represented by the National Railway Labor Conference, or by their employees, in the conditions out of which the disputes arose.

THE WHITE HOUSE,
January 13, 1969.

LIST A

EASTERN RAILROADS

Baltimore and Ohio Railroad Company (Including former BR&P territory and Strouds Creek and Muddlety Railroad)
Central Railroad Company of New Jersey
Delaware and Hudson Railroad Corporation
Detroit and Toledo Shore Line Railroad Company
Grand Trunk Western Railroad
Lehigh and New England Railway Company
Lehigh Valley Railroad
Maine Central Railroad Company
Monongahela Railway
Monon Railroad
New York, Susquehanna and Western Railroad
Norfolk and Western Railway Company (Lines of Former New York, Chicago and St. Louis Railroad Company)
Penn Central Company (Formerly New York Central Railroad Company)
Pittsburgh and Lake Erie Railroad, including Lake Erie and Eastern Railroad
Reading Company

LIST A

WESTERN RAILROADS

Atchison, Topeka and Santa Fe Railway Company
Camas Prairie Railroad
Chicago and North Western Railway Company
Chicago, Burlington and Quincy Railroad
Chicago, Milwaukee, St. Paul and Pacific Railroad Company (System)
Colorado and Southern Railway
Denver and Rio Grande Western Railroad Company
Duluth, Missabe and Iron Range Railway Company
Great Northern Railway Company
Illinois Central Railroad
Joint Texas Division of CRI&P–FW&D Railway Company
Kansas City Southern Railway Company
Louisiana & Arkansas Railway Company
Kansas, Oklahoma & Gulf Railway Company
Missouri-Kansas-Texas Railroad Company
Missouri Pacific Railroad Company
Missouri-Illinois Railroad Company
Norfolk and Western Railway (Lines formerly operated by the Wabash Railroad), Lines West of Detroit
Northern Pacific Railway
Northwestern Pacific Railroad Company
Oregon, California & Eastern Railway Company
Pacific Coast Railroad Company
St. Louis-San Francisco Railway Company (Except NEO District)
San Diego and Arizona Eastern Railway Company
Soo Line Railroad
Southern Pacific Company—
Pacific Lines
Texas and Louisiana Lines
Spokane International Railroad Company
Spokane, Portland and Seattle Railway Company (System Lines)
Texas and Pacific Railway Company
Union Pacific Railroad Company
Western Pacific Railroad Company

LIST A

SOUTHEASTERN RAILROADS

Central of Georgia Railway Company
Chesapeake and Ohio Railway Company
Clinchfield Railroad Company
Georgia Railroad
Gulf, Mobile and Ohio Railroad
Louisville and Nashville Railroad Company
Norfolk and Western Railway Company
(Atlantic and Pocahontas Regions)
Norfolk Southern Railway
Richmond, Fredricksburg and Potomac Railroad Company
(including Potomac Yard)
Seaboard Coast Line Railroad Company
Southern Railway Company
Alabama Great Southern Railroad Company
Cincinnati, New Orleans and Texas Pacific Railway Company
Georgia Southern & Florida Railway Company
New Orleans & Northeastern Railroad Company

[F.R. Doc. 69–602; Filed, Jan. 14, 1969; 9:40 a.m.]

Executive Order 11444

CREATING AN EMERGENCY BOARD TO INVESTIGATE DISPUTES BETWEEN THE CARRIERS REPRESENTED BY THE NATIONAL RAILWAY LABOR CONFERENCE AND CERTAIN OF THEIR EMPLOYEES

WHEREAS disputes exist between the carriers represented by the National Railway Labor Conference, designated in List A attached hereto and made a part hereof, and certain of their employees represented by the Brotherhood of Locomotive Engineers, a labor organization; and

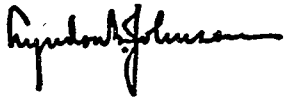
WHEREAS these disputes have not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS these disputes, in the judgment of the National Mediation Board, threaten substantially to interrupt interstate commerce to a degree such as to deprive the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by Section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate these disputes. No member of the board shall be pecuniarily or otherwise interested in any organization of railroad employees or any carrier.

The board shall report its findings to the President with respect to the disputes within thirty days from the date of this order.

As provided by Section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the carriers represented by the National Railway Labor Conference, or by their employees, in the conditions out of which the disputes arose.



THE WHITE HOUSE,
January 13, 1969.

LIST A

EASTERN RAILROADS

Akron, Canton & Youngstown Railroad
Baltimore and Eastern Railroad
Baltimore and Ohio Railroad Company (Including former BR&P territory and Toledo Division Engineers)
Baltimore and Ohio Chicago Terminal Railroad Company
Boston and Maine Corporation
Brooklyn Eastern District Terminal
Central Railroad Company of New Jersey
Central Vermont Railway, Inc.
Chicago River & Indiana Railroad
Cleveland Union Terminals Company
Delaware and Hudson Railroad Corporation
Detroit Terminal Railroad
Detroit, Toledo and Ironton Railroad
Erie Lackawanna Railroad Company
Grand Trunk Western Railroad
Indiana Harbor Belt Railroad
Indianapolis Union Railway Company
Lehigh Valley Railroad
Monongahela Railway
Monon Railroad
New York Dock Railway
New York, New Haven & Hartford Railroad
New York, Susquehanna and Western Railroad
Norfolk and Western Railway Company (Lines of former New York, Chicago and St. Louis Railroad Company and lines of former Pittsburgh and West Virginia Railway Company)
Penn Central Company
Pennsylvania-Reading Seashore Lines
Pittsburgh & Lake Erie Railroad (Including Lake Erie and Eastern Railroad)
Pittsburgh, Chartiers & Youghiogheny Railway
Reading Company
Staten Island Rapid Transit Railway Company
Toledo Terminal Railroad Company
Youngstown and Southern Railway

LIST A

WESTERN RAILROADS

Atchison, Topeka and Santa Fe Railway Company
Belt Railway Company of Chicago
Camas Prairie Railroad
Chicago and Eastern Illinois Railroad
Chicago and North Western Railway Company
Chicago, Burlington & Quincy Railroad
Chicago, Milwaukee, St. Paul and Pacific Railroad Company
Chicago, Rock Island and Pacific Railroad Company
Colorado and Southern Railway Company
Denver and Rio Grande Western Railroad Company
Elgin, Joliet and Eastern Railway Company
Fort Worth and Denver Railway Company
Great Northern Railway Company
Illinois Central Railroad Company
Joint Texas Division of CRI&P–FW&D
Kansas City Southern Railway Company
King Street Passenger Station
Louisiana & Arkansas Railway Company
Missouri-Kansas-Texas Railroad Company
1 Missouri Pacific Railroad Company
Missouri Pacific Railroad Company (Gulf District)
Minnesota Transfer Railway Company
New Orleans Union Passenger Terminal
Norfolk and Western Railway (Lines formerly operated by Wabash Railroad Company)
Northern Pacific Railway
Northwestern Pacific Railroad Company
Ogden Union Railway and Depot Company
Oregon, California & Eastern Railway Company
Portland Terminal Railroad Company
St. Louis-San Francisco Railway Company (Except NEO District)
St. Louis Southwestern Railway Company
San Diego & Arizona Eastern Railway Company
Soo Line Railroad
South Omaha Terminal Railway Company
2. Southern Pacific Company
Spokane, Portland and Seattle Railway Company (System Lines)
Terminal Railroad Association of St. Louis
Texas and Pacific Railway Company
Abilene and Southern Railway Company
Kansas, Oklahoma & Gulf Railway Company
Texas-New Mexico Railway Company
Texas Pacific-Missouri Pacific Terminal Railroad of New Orleans
Weatherford, Mineral Wells and Northwestern Railway Company
Texas Mexican Railway Company
Union Pacific Railroad
Warren and Ouachita Valley Railway Company
Western Pacific Railroad Company

NOTES

1—Includes notice dated March 1, 1968, served by the Brotherhood of Locomotive Engineers on the carrier of desire to revise the current rates of pay for locomotive engineers applicable to miles in excess of 100 to the extent that the rates presently applicable to those miles constituting a basic day will also be applied to all miles in excess of 100.

2—Includes Former El Paso and Southwestern System Engineers; Texas and Louisiana Lines Engineers; Former Pacific Electric Engineers and Firemen, Nogales, Arizona, Yard Engineers.

LIST A

SOUTHEASTERN RAILROADS

Atlanta and West Point Rail Road Company
The Western Railway of Alabama
Atlanta Joint Terminals
Central of Georgia Railway Company
Chesapeake and Ohio Railway Company
Clinchfield Railroad Company
Georgia Railroad
Gulf, Mobile and Ohio Railroad
Jacksonville Terminal Company
Louisville and Nashville Railroad
Norfolk and Portsmouth Belt Line Railroad
Norfolk and Western Railway Company (Atlantic and Pocahontas Region)
Norfolk Southern Railway Company
Richmond, Fredericksburg and Potomac Railroad Company
Seaboard Coast Line Railroad
Southern Railway Company
Cincinnati, New Orleans & Texas Pacific Railway Company
Harriman and Northeastern Railroad Company
Alabama Great Southern Railroad Company
New Orleans & Northeastern Railroad Company
New Orleans Terminal Company
—St. Johns River Terminal Company
Terminal Railway Alabama State Docks

[F.R. Doc. 69-603; Filed, Jan. 14, 1969, 9:40 a.m.]

Executive Order 11445

CREATING AN EMERGENCY BOARD TO INVESTIGATE DISPUTES BETWEEN THE CARRIERS REPRESENTED BY THE NATIONAL RAILWAY LABOR CONFERENCE AND CERTAIN OF THEIR EMPLOYEES

WHEREAS disputes exist between the carriers represented by the National Railway Labor Conference, designated in List A attached hereto and made a part hereof, and certain of their employees represented by the Brotherhood of Railroad Signalmen, a labor organization; and

WHEREAS these disputes have not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS these disputes, in the judgment of the National Mediation Board, threaten substantially to interrupt interstate commerce to a degree such as to deprive the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by Section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate these disputes. No member of the board shall be pecuniarily or otherwise interested in any organization of railroad employees or any carrier.

The board shall report its findings to the President with respect to the disputes within thirty days from the date of this order.

As provided by Section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the carriers represented by the National Railway Labor Conference, or by their employees, in the conditions out of which the disputes arose.

Lyndon B. Johnson

THE WHITE HOUSE,
January 13, 1969.

LIST A

EASTERN RAILROADS

Akron, Canton & Youngstown Railroad Company
Ann Arbor Railroad
Baltimore and Ohio Railroad Company
Baltimore and Ohio Chicago Terminal Railroad Company
Bangor and Aroostook Railroad Company
Bessemer and Lake Erie Railroad Company
Boston and Maine Corporation
Boston Terminal Corporation
Canadian National Railway Company, St. Lawrence Region, Lines in the United States
Canadian Pacific Railway
Central Railroad Company of New Jersey, New York and Long Branch Railroad
Central Vermont Railway, Inc.
Cincinnati Union Terminal Company
Cleveland Union Terminals Company
Dayton Union Railway
Delaware and Hudson Railroad Corporation
Detroit and Toledo Shore Line Railroad Company
Detroit Terminal Railroad
Detroit, Toledo and Ironton Railroad
Erie Lackawanna Railroad
Grand Trunk Western Railroad
Indiana Harbor Belt Railroad
Indianapolis Union Railway Company
Lehigh & Hudson River Railway Company
Lehigh and New England Railway Company
Lehigh Valley Railroad
Long Island Rail Road
Maine Central Railroad Company
Portland Terminal Company
Monongahela Railway
Monon Railroad
New York, New Haven and Hartford Railroad
New York, Susquehanna and Western Railroad
Norfolk and Western Railway Company
(Lines of Former New York, Chicago and St. Louis Railroad and Lines of Former Pittsburgh and West Virginia Railway)

Penn Central Company—
Former Pennsylvania Railroad Company
Former New York Central Railroad Company
Pennsylvania-Reading Seashore Lines
Reading Company
Staten Island Rapid Transit Railway Company
Washington Terminal Company
Western Maryland Railway Company

LIST A

WESTERN RAILROADS

Alton and Southern Railroad
Atchison, Topeka and Santa Fe Railway Company
Belt Railway Company of Chicago
Camas Prairie Railroad
Chicago & Eastern Illinois Railroad
Chicago & Illinois Midland Railway Company
Chicago and North Western Railway Company
(Includes former Chicago Great Western)
Chicago, Burlington & Quincy Railroad
Chicago, Milwaukee, St. Paul and Pacific Railroad
Chicago, Rock Island and Pacific Railroad Company
Colorado and Southern Railway
Denver and Rio Grande Western Railroad Company
Denver Union Terminal Railway Company
Duluth, Winnipeg and Pacific Railway
Elgin, Joliet and Eastern Railway Company
Fort Worth and Denver Railway Company
Galveston, Houston and Henderson Railroad Company
Great Northern Railway Company
Green Bay and Western Railroad Company
Kewaunee, Green Bay and Western Railroad Company
Houston Belt & Terminal Railway Company
Illinois Central Railroad
Joint Texas Division of CRI&P–FtW&D Railway Company
Kansas City Southern Railway Company
Louisiana and Arkansas Railway Company
Kansas City Terminal Railway Company
Missouri-Kansas-Texas Railroad Company
Missouri Pacific Railroad Company
New Orleans Union Passenger Terminal
Norfolk and Western Railway (Lines formerly operated by the Wabash Railroad Company)
Northern Pacific Railway
Paducah and Illinois Railroad
Peoria and Pekin Union Railway Company
St. Louis-San Francisco Railway Company
St. Louis Southwestern Railway Company
Soo Line Railroad
Southern Pacific Company—
Pacific Lines
Texas and Louisiana Lines
Spokane, Portland and Seattle Railway Company (System Lines)
Terminal Railroad Association of St. Louis
Texas and Pacific Railway Company
Texas Pacific-Missouri Pacific Terminal Railroad of New Orleans
Toledo, Peoria and Western Railroad Company
Union Pacific Railroad Company
Union Terminal Company (Dallas)
Western Pacific Railroad Company

LIST A

SOUTHEASTERN RAILROADS

Atlanta and West Point Rail Road—Western Railway of Alabama
Atlanta Joint Terminals
Central of Georgia Railway
Chesapeake and Ohio Railway
Clinchfield Railroad
Georgia Railroad
Gulf, Mobile and Ohio Railroad
Jacksonville Terminal Company
Kentucky & Indiana Terminal Company
Louisville and Nashville Railroad
New Orleans Public Belt Railroad
Norfolk and Western Railway (Atlantic and Pocahontas Regions)
Richmond, Fredericksburg and Potomac Railroad (Including Potomac Yard)
Seaboard Coast Line Railroad
Southern Railway
Alabama Great Southern Railroad
Cincinnati, New Orleans and Texas Pacific Railway
Georgia Southern and Florida Railway
Harriman and Northeastern Railroad
New Orleans and Northeastern Railroad
New Orleans Terminal Company
St. Johns River Terminal Company

[F.R. Doc. 69-604; Filed, Jan. 14, 1969; 9:40 a.m.]

Rules and Regulations

Title 7—AGRICULTURE

Chapter II—Consumer and Marketing Service (Consumer Food Programs), Department of Agriculture

SUBCHAPTER B—GENERAL REGULATIONS AND POLICIES—COMMODITY DISTRIBUTION

[Amdt. 4]

PART 250—DONATION OF FOOD COMMODITIES FOR USE IN UNITED STATES FOR SCHOOL LUNCH PROGRAMS, TRAINING STUDENTS IN HOME ECONOMICS, SUMMER CAMPS FOR CHILDREN, AND RELIEF PURPOSES, AND IN STATE CORRECTIONAL INSTITUTIONS FOR MINORS

Obligations of Distributing Agencies

The regulations for the operation of the Commodity Distribution Program (33 F.R. 14297) are hereby amended as follows:

In § 250.6, paragraph (e), subaragraph (5) is revised to read as follows:

§ 250.6 Obligations of distributing agencies.

* * * * * *

(e) * * *

(5) *The specific criteria to be used in certifying households as in need of food assistance*—Each State Agency shall establish specific standards to be used in determining the eligibility of applicant households. Such standards shall include maximum income limitations consistent with the income standards used by the State Agency in administration of its Federally aided public assistance programs. Such standards shall also place a limitation on the resources to be allowed eligible households. The standards of eligibility for households used by each State shall be subject to the approval of C&MS.

* * * * * *

Effective date. This amendment shall become effective on the date of its publication in the FEDERAL REGISTER.

Dated: January 9, 1969.

TED J. DAVIS,
Assistant Secretary.

[F.R. Doc. 69-479; Filed, Jan. 14, 1969; 8:47 a.m.]

Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture

[Avocado Reg. 16, Amdt. 6]

PART 944—FRUIT; IMPORT REGULATIONS

Avocados

Pursuant to the provisions of section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), the provisions of paragraph (a) (1) of § 944.8 (Avocado Reg. 16; 33 F.R. 8548, 9087, 10562, 11642, 14116, 18694) are hereby amended to read as follows:

§ 944.8 Avocado Regulation 16.

(a) * * *

(1) All avocados imported during the period January 13, 1969, through April 30, 1969, shall grade not less than U.S. No. 3 grade.

* * * * *

It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective time of this regulation beyond that hereinafter specified (5 U.S.C. 553) in that (a) the requirements of this amended import regulation are imposed pursuant to section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), which makes such regulation mandatory; (b) the grade requirements of this amended import regulation is the same as those to be in effect beginning January 13, 1969, on domestic shipments of avocados grown in Florida under Avocado Regulation 10, Amendment 5 (§ 915.310); (c) compliance with this import regulation will not require any special preparation which cannot be completed by the effective time hereof; and (d) this amendment relieves restrictions on imports of avocados.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated, January 9, 1969, to become effective January 13, 1969.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 69-480; Filed, Jan. 14, 1969; 8:47 a.m.]

Title 12—BANKS AND BANKING

Chapter V—Federal Home Loan Bank Board

SUBCHAPTER C—FEDERAL SAVINGS AND LOAN SYSTEM

[No. 22,504]

PART 545—OPERATIONS

PART 547—APPOINTMENT OF CONSERVATORS AND RECEIVERS

PART 549—POWERS OF RECEIVER AND CONDUCT OF RECEIVERSHIPS

Miscellaneous Amendments

JANUARY 9, 1969.

Resolved that, amendments to the rules and regulations for the Federal Savings and Loan System (12 CFR, Chapter V. Subchapter C) to add new §§ 545.1–2 and 545.1–3, to amend § 547.1 by adding a new paragraph, and to add a new § 549.5–1 having been proposed by Federal Home Loan Bank Board Resolution No. 22,216 of October 29, 1968, and notice thereof having been published in the FEDERAL REGISTER on November 5, 1968 (33 F.R. 16150), and public procedure having been duly had and all relevant material presented or available having been considered by the Federal Home Loan Bank Board, said Board, upon the basis of such consideration and for the purpose of—

(1) Affording initial implementation of the statutory authority of Federal savings and loan associations to raise capital in the form of savings deposits and providing for a charter provision for implementation of such authority and of the statutory authority of such associations to borrow, to give security, and to issue notes, bonds, debentures, or other obligations or other securities;

(2) Implementing the statutory provision that a Federal savings and loan association which, except as authorized in writing by said Board, fails to make full payment of any withdrawal when due shall be deemed to be in an unsafe or unsound condition to transact business; and

(3) Establishing rules and procedures with respect to calims in the case of receivership of a Federal savings and loan association which has such charter provision;

hereby adopts said proposed amendments, effective immediately in the case of § 545.1–3 and the aforesaid amendment to § 547.1 and effective June 1, 1969,

in the case of §§ 545.1–2 and 549.5–1, with such changes as were made in such publication, with the addition to subparagraph (1) of paragraph (b) of § 545.1–2, at the end of said subparagraph, of a sentence, and with the addition to paragraph (c) of § 545.1–2, at the end of said paragraph, of a subparagraph (4).

Resolved further that said Board hereby finds (1) that, since the annual meetings of members of Federal savings and loan associations are usually scheduled for the third Wednesday in January and submission to the members of the charter amendment set forth in said § 545.1–3 will require that a proposal for such charter amendment be made by the board of directors of the association, deferral of the effective date of said § 545.1–3 pursuant to subsection (d) of 5 U.S.C. 553 or § 508.14 of the general regulations of the Federal Home Loan Bank Board (12 CFR 508.14) is impracticable, and (2) that it is advisable that implementation of the above-mentioned statutory provision with respect to failure to make full payment of any withdrawal when due be effected promptly and such deferral is therefore impracticable as to the above-mentioned amendment to said § 547.1; and said Board therefore makes said § 545.1–3 and said amendment to § 547.1 effective as hereinbefore set forth.

By the Federal Home Loan Bank Board.

[SEAL] JACK CARTER,
Secretary.

1. Part 545 of the rules and regulations for the Federal Savings and Loan System (12 CFR Part 545) is amended by adding thereto, immediately after § 545.1–1, the following two new sections:

§ 545.1–2 Savings deposits.

(a) *Scope of section.* This section applies to any Federal association which has Charter N with the charter provision referred to in paragraph (a) of § 545.1–3 therein and in effect, or which has Charter K (rev.) with such charter provision therein and in effect. Such associations are also referred to hereinafter in this section as deposit associations.

(b) *Savings deposits*—(1) *General.* A deposit association may raise capital in the form of such savings deposits as are authorized by this section. Except as the Board may otherwise provide, a deposit association shall not accept savings accounts other than such savings deposits, but savings accounts existing in such association at the time when it becomes a deposit association shall remain such savings accounts unless and until they are exchanged for such savings deposits. Any right outstanding at the time when an association becomes a deposit association to receive from the association in an exchange a savings account shall thereafter be a right to receive, at the option of the holder of such right, either a savings account or a corresponding savings deposit. Any exchange under this subparagraph (1) may be effected in any such manner as the Board may prescribe.

(2) *Terms of savings deposits; membership and voting rights.* Except as provided in subparagraph (3) of this paragraph (b), savings deposits authorized by this section shall be upon the same terms and conditions and have the same characteristics as if they were savings accounts authorized by and subject to the provisions of the association's charter other than the charter provision aforesaid and the provisions of this subchapter other than this section. Holders of such savings deposits shall, to the same extent as if their holdings of such savings deposits were holdings of such savings accounts, be members of the association and have voting rights.

(3) *Status and priority.* In the event of voluntary or involuntary liquidation, dissolution, or winding up of the association or in the event of any other situation in which the priority of such savings deposits is in controversy, all such savings deposits shall, to the extent of their withdrawal value, be debts of the association having the same priority as the claims of general creditors of the association not having priority (other than any priority arising or resulting from consensual subordination) over other general creditors of the association, and, in addition, such savings deposits shall have the same right to share in the remaining assets of the association that they would have if they were such savings accounts. If, in any such event, there are outstanding in a deposit association any one or more savings accounts which are not such savings deposits, such savings accounts (regardless of whether there are or are not outstanding in the association any one or more such savings deposits) shall, to the extent of their withdrawal value, have the same priority as if they were such savings deposits.

(c) *Ancillary provisions*—(1) *References in charter or bylaws or in regulations.* All references in the association's charter or bylaws or in this subchapter (except this section, § 549.5–1, and the second sentence of paragraph (b) of § 545.2) to savings accounts and to owners, holders, or holders of record of savings accounts, and the language "savings accounts representing share interests in the association" in § 545.24, shall with respect to the savings deposits authorized by this section be applicable in the same manner and to the same extent that they would be applicable if such savings deposits were such savings accounts, except that the language "representing share interests in the association" in section 3(6) of such charter and the language "shall not become creditors" in section 6 of such charter shall not be applicable to such savings deposits. The references in § 548.4 to share accounts and to repurchases shall respectively be applicable also to such savings deposits and to withdrawals of or from such savings deposits.

(2) *Forms of certificate.* Except as the Board may otherwise provide, a deposit association may use for a savings deposit authorized by this section any form of certificate which such association would, if it were not a deposit association, be authorized to use for a corresponding savings account, and shall use for a savings deposit authorized by this section any form of certificate which it would, if it were not a deposit association, be required to use for a corresponding savings account, provided in any such case that such form is so modified (and only so modified) as (i) to refer therein to the savings deposit as a savings deposit and (ii) to eliminate any language characterizing such account as representing share interests if such form contains such language.

(3) *Applicability of certain matters to savings deposits.* Where, at the time when an association becomes a deposit association, there is outstanding with respect to such association a determination, notice, or other action by the association or its board of directors which would be effective as to savings accounts thereafter opened if such association were not a deposit association, such determination, notice, or other action shall be deemed to be applicable as to savings deposits of such association in the same manner and to the same extent as if such savings deposits were savings accounts.

(4) *Reporting requirements.* In any report required by this subchapter or by any other requirement imposed by the Board or pursuant to authority delegated by the Board a savings deposit authorized by this section in a Federal association may be included in any category in which it could properly be included if it were a corresponding savings account in such association.

§ 545.1–3 Charter provision.

(a) *General.* The charter provision referred to in paragraph (a) of § 545.1–2 is as follows: "Notwithstanding and without regard to any other provisions of this charter, the association may raise capital in the form of such savings deposits or other accounts as are authorized by regulations made by the Federal Home Loan Bank Board, and the holders of such deposits or accounts shall, to such extent as may be provided by such regulations, be members of the association and shall have such voting rights and such other rights as are thereby provided, and it may, to such extent as said Board may authorize by regulation or by other action authorized by or under Federal statute, exercise any authority to borrow money, to give security, or to issue notes, bonds, debentures, or other obligations, or other securities, provided by or under any provision of Federal statute as from time to time in effect." Notwithstanding any other provisions of this subchapter, including without limitation §§ 543.11, 544.1, and 544.3, the provision aforesaid may in the discretion of the Board be included in any Charter N or Charter K (rev.) as hereafter issued.

(b) *Approval by Board.* The provisions of this paragraph (b) shall constitute the approval by the Board of the proposal by the board of directors of any Federal association that has Charter N or Charter K (rev.) of the following amendment to such association's charter: *Provided,* That such association follows the requirements of section 11 of its charter in

adopting such amendment: Amendment of section 3 by adding at the end thereof a provision in the form of the charter provision set forth in paragraph (a) of this section.

2. Section 547.1 of the rules and regulations for the Federal Savings and Loan System (12 CFR 547.1) is amended by adding thereto at the end thereof the following undesignated paragraph:

§ 547.1 Grounds for appointment of conservator or receiver.

* * * * *

Any Federal association which, except as authorized in writing by the Board, fails, within the meaning of the fourth sentence of paragraph (1) of subsection (b) of section 5 of the Home Owners' Loan Act of 1933, to make full payment of any withdrawal when due shall be deemed to be in an unsafe or unsound condition to transact business within the meaning of subdivision (c) of the first sentence of this section. Rules and procedures prescribed by a Federal association's charter or by § 545.4 of this subchapter with respect to the payment of withdrawals in the event an association does not pay all withdrawals in full shall not, for purposes of said paragraph (1) or of said subdivision (c), be deemed to be such an authorization in writing.

3. Part 549 of the Rules and Regulations for the Federal Savings and Loan System (12 CFR Part 549) is amended by adding thereto, immediately after § 549.5, the following new section:

§ 549.5–1 Deposit associations.

(a) In the case of a Federal association which is a deposit association within the meaning of that term as used in § 545.1–2, this section shall apply in lieu of §§ 549.4 and 549.5.

(b) (1) Upon being directed to do so by the Board, the receiver shall promptly publish, in a newspaper printed in the English language and of general circulation in the city or county in which the home office of the association is located, a notice to all creditors, holders of savings deposits, and holders of savings accounts of such association to present their claims with proof thereof to such receiver on or before a date specified in such notice. The date specified in such notice shall be at least 90 days after the date of the first publication of such notice (Sundays and holidays included). Such notice shall be similarly published on dates approximately 1 month and 2 months respectively after the date of such first publication. Claims not filed within such period shall be disallowed, except as they may thereafter be approved by the Board for payment in whole or in part out of the assets of the association remaining undistributed at the time of such approval and except that, where the claim is with respect to a savings deposit or savings account and is filed before the expiration of the time for filing claims under the first sentence of subparagraph (1) of paragraph (c) of this section, the filing thereof shall be regarded as the timely filing of a claim under said subparagraph (1). The receiver shall mail a similar notice to any creditor, holder of a savings deposit, or holder of a savings account shown to be such on the books of the association in the possession of the receiver, at the last address of such creditor or holder as the same shall appear on such books, but such notice need not be mailed to the holder of a savings deposit or savings account that has been surrendered and transferred to, or is in the process of being surrendered and transferred to, the Federal Savings and Loan Insurance Corporation. The filing pursuant to this paragraph (b) of a claim with respect to a savings deposit or savings account shall constitute, for the purposes of this paragraph and paragraph (c) of this section, a claim for the right to receive the treatment with respect to the withdrawal value of such savings deposit or savings account which is provided by subparagraph (3) of paragraph (b) of § 545.1–2 and also a claim for the right of such savings deposit (as set forth in said subparagraph (3)) or of such savings account to share in the remaining assets of the association.

(2) Any claim filed pursuant to subparagraph (1) of this paragraph (b) proved to the satisfaction of the receiver shall be allowed by the receiver except as provided in said subparagraph (1). The receiver may disallow in whole or in part or reject in whole or in part any claim so filed or any claim of security, preference, or priority not proved to its satisfaction, and notice of such disallowance or rejection together with the reason therefor shall be served by the receiver upon the claimant. The mailing of notice of such disallowance or rejection to the last address of any claimant appearing on the books of the association in the possession of the receiver or the proof of claim shall be deemed sufficient service for the purposes hereof. Unless the claimant shall within 30 days after the date of such service (Sundays and holidays included) file with the Board written request for payment regardless of such disallowance or rejection by the receiver, such disallowance or rejection shall be final except as the Board may otherwise determine in its discretion.

(3) Upon the expiration of the time fixed for the presentation of claims by the notice provided for in subparagraph (1) of this paragraph (b), the receiver shall cause to be filed with the Board a full and complete list of such claims presented. Such list shall indicate the character of each claim therein listed and whether or not allowed by the receiver. At such other date or dates as may be ordered by the Board or determined by the receiver, a list of claims presented before such date shall be filed with the Board.

(4) Claims allowed under the foregoing provisions of this paragraph (b), and claims approved for payment by the Board under the foregoing provisions of this paragraph (b) regardless of disallowance or nonallowance by the receiver, shall be paid by the receiver, from time to time, to the extent that funds are available, in such manner and amount as may be directed by the Board.

(c) (1) Upon being directed to do so by the Board, the receiver shall promptly, but not sooner than the expiration of the time fixed for the presentation of claims by the notice provided for in subparagraph (1) of paragraph (b) of this section, publish, in a newspaper printed in the English language and of general circulation in the city or county in which the home office of the association is located, a notice to all holders of savings deposits and all holders of savings accounts of the association, except those savings deposits and savings accounts with respect to which claims have previously been filed with the receiver, to present their claims with proof thereof to such receiver on or before a date specified in such notice. The date specified in such notice shall be 3 years after the date of the appointment of the receiver. Such notice shall urge that such claims be presented promptly and shall be similarly published on dates approximately 1 year and 2 years respectively after the date of such first publication. Claims not filed within the period stated in the notice shall be disallowed, except as they may thereafter be approved by the Board for payment in whole or in part out of the assets of the association remaining undistributed at the time of such approval. At the time of the declaration of the first liquidating dividend, the receiver shall credit to a special reserve the proportionate shares of such liquidating dividend otherwise payable to the holders of those unclaimed savings deposits or savings accounts shown on the books of the association in the possession of the receiver which appear to be outstanding and valid, and similar credits shall from time to time be made for any subsequent liquidating dividends as the same may be declared before the date specified in the notice provided for in this subparagraph (1). The final liquidating dividend to holders of claims whose claims have been allowed or have been approved for payment by the Board regardless of disallowance or nonallowance by the receiver may include any amounts previously undistributed, but such dividend shall in no event be paid before the date specified in the notice provided for in this subparagraph (1). Distributions made or made available on savings deposits or savings accounts under paragraph (b) of this section shall be treated as if they had been made or made available as liquidating dividends under this subparagraph (1), but this sentence shall not authorize the recapture of any such distribution. The provisions of subparagraph (2) of paragraph (b) of this section shall be applicable also to claims filed pursuant to this subparagraph (1).

(2) Upon the expiration of the time fixed for the presentation of claims by the notice provided for in subparagraph (1) of this paragraph (c), the receiver shall cause to be filed with the Board a full and complete list of the claims presented with respect to savings deposits and savings accounts and not included in any list previously filed with the Board

by the receiver pursuant to subparagraph (3) of paragraph (b) of this section. Such list shall indicate the character of each claim therein listed and whether or not allowed by the receiver. At such other date or dates as may be ordered by the Board or determined by the receiver, a list of claims presented before such date with respect to savings deposits and savings accounts shall be filed with the Board.

(3) Upon the payment of insurance to the holder of a savings deposit or savings account, the transfer to the Federal Savings and Loan Insurance Corporation of the insured deposit or account and the subrogation of the Federal Savings and Loan Insurance Corporation with respect to such insured deposit or account to the extent provided by law shall be noted on the books of the receivership.

(4) Allowed claims with respect to savings deposits or savings accounts to which the Federal Savings and Loan Insurance Corporation has become subrogated, uninsured claims with respect to savings deposits or savings accounts allowed by the receiver, and claims with respect to savings deposits or savings accounts approved for payment by the Board regardless of disallowance or nonallowance by the receiver shall be paid by the receiver in liquidating dividends declared from time to time by the Board, to the extent that funds are available, in such manner and amounts as may be directed by the Board.

(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464. Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1943–1948 Comp., p. 1071)

[F.R. Doc. 69–491; Filed, Jan. 14, 1969; 8:48 a.m.]

SUBCHAPTER D—FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

[No. 22,505]

PART 563—OPERATIONS

Savings Deposits and Shares of Federal Savings and Loan Associations

JANUARY 9, 1969.

Resolved that, an amendment to Part 563 of the rules and regulations for Insurance of Accounts (12 CFR Part 563) having been proposed by Federal Home Loan Bank Board Resolution No. 22,217 of October 29, 1968, and notice thereof having been published in the FEDERAL REGISTER on November 5, 1968 (33 F.R. 16152), and public procedure having been duly had and all relevant material presented or available having been considered by the Federal Home Loan Bank Board, said Board, upon the basis of such consideration and for the purpose of granting approvals by the Federal Savings and Loan Insurance Corporation as set forth in such amendment, hereby amends said Part 563 by adding thereto, immediately after § 563.7, the following new section, effective immediately:

§ 563.7–1 Savings deposits or shares of Federal savings and loan associations.

Savings deposits or shares of any Federal savings and loan association which are in compliance with the provisions of paragraph (1) of subsection (b) of section 5 of the Home Owners' Loan Act of 1933, the association's charter, and the rules and regulations for the Federal Savings and Loan System (Subchapter C of this chapter), all as now or hereafter in effect, relating to the type and form thereof are, as to type (as referred to in subdivision (c) of section 401 of the National Housing Act) and form (as referred to in that part of the third sentence of subsection (b) of section 403 of said Act which refers to the form of securities), hereby approved by the Corporation.

(Secs. 401, 402, 403, 48 Stat. 1255, 1256, 1257, as amended; 12 U.S.C. 1724, 1725, 1726. Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1943–1948 Comp., p. 1071)

Resolved further that, as said amendment relieves restriction, said Board hereby makes said amendment effective as above set forth without deferral of effective date as provided in subsection (d) of 12 U.S.C. 553 or § 508.14 of the general regulations of the Federal Home Loan Bank Board (12 CFR 508.14).

By the Federal Home Loan Bank Board.

[SEAL] JACK CARTER, *Secretary.*

[F.R. Doc. 69–492; Filed, Jan. 14, 1969; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 69–EA–2, Amdt. 39–707]

PART 39—AIRWORTHINESS DIRECTIVES

Pratt and Whitney Aircraft Engines

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to publish a new airworthiness directive for certain Pratt and Whitney JT3D type aircraft engines, installed in Boeing 707 and 720 type aircraft.

There have been reports of instances of failure of the fourth stage turbine disc in certain Pratt and Whitney JT3D aircraft engines resulting from oil fires following failure of the No. 6 bearing oil tube. These failures have been attributed to cracks in the bearing oil tubes. Since this condition is likely to exist or develop in other engines of the same type design, an airworthiness directive is being issued to require inspection and replacement when necessary.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure herein are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.85 [31 F.R. 13697], § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive.

PRATT & WHITNEY AIRCRAFT ENGINES. Applies to Pratt & Whitney Aircraft JT3D–1, JT3D–1–MC6, JT3D–1–MC7, JT3D–3, JT3D–3B, and JT3D–7 Turbofan engines installed in Boeing Type 707 and 720 aircraft.

(a) To detect cracked No. 6 bearing oil tube assemblies, P/N 415907, 415908, 432000, or 432004, visually inspect daily the No. 6 bearing area, and visible portions of the fourth stage turbine rotor disc, and the bottom strut of the turbine exhaust strut assembly. Any oil wetness noted in these areas will require immediate inspection of the No. 6 bearing oil tube assemblies for possible cracks. If any cracks are found, the cracked tube assembly must be replaced prior to further flight except that the airplane may be flown in accordance with FAR 21.197 to a base where replacement parts are available.

(b) Replacement tubes of like part numbers as noted in paragraph (a) above shall continue to be inspected in accordance with this AD.

(c) This AD does not apply to engines incorporating increased durability No. 6 bearing oil tube assemblies and support brackets as identified in Pratt & Whitney Aircraft turbojet engine Service Bulletin No. 2081.

(d) Upon submission of substantiating data through an FAA Maintenance Inspector, the Chief, Engineering and Manufacturing Branch, FAA Eastern Region may adjust the repetitive inspection specified in this AD.

This amendment is effective January 17, 1969, and was effective upon receipt for all recipients of the telegram dated December 27, 1968, which contained this airworthiness directive.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1423; Sec. 6(c), DOT Act; 49 U.S.C. 1655(c))

Issued in Jamaica, N.Y., on January 7, 1969.

GEORGE M. GARY, *Director, Eastern Region.*

[F.R. Doc. 69–472; Filed, Jan. 14, 1969; 8:47 a.m.]

[Docket No. 8992; Amdt. 67–7]

PART 67—MEDICAL STANDARDS AND CERTIFICATION

Reconsideration of Certification Actions

Correction

In F.R. Doc. 69–201 appearing at page 248 in the issue for Wednesday, January 8, 1969, the word "reserves" in the fourth line of the third sentence of (b) of § 67.25 should read "reverses".

[Airspace Docket No. 68–WA–26]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Extension of Federal Airway

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to extend VOR Federal airway

No. 97 from the Prescott, Minn., intersection to Minneapolis, Minn.

V-97 airway presently terminates at the intersection of the Nodine, Minn., 313° T radial and the Minneapolis-St. Paul, Minn., International Airport ILS localizer 121° True course (Prescott Intersection). The Minneapolis-St. Paul ILS is scheduled to be shutdown to facilitate runway work which will result in the temporary elimination of the Prescott Intersection. Accordingly, action is taken herein to extend V-97 beyond Prescott to terminate at the Minneapolis VORTAC.

This redesignation and extension of V-97 segment will not alter the extent of controlled airspace because the extended segment of V-97 will be coextensive with V-2 between Nodine and Minneapolis.

Since this action is editorial in nature and will not alter the extent of controlled airspace, notice and public procedure thereon are unnecessary and the action may be made effective without regard to the 30-day statutory requirement preceding effectiveness.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., February 6, 1969, as hereinafter set forth.

In § 71.123 (33 F.R. 2009, 15544) V-97 is amended by deleting "INT Nodine 313° and the Minneapolis-St. Paul, Minn., International Airport ILS localizer 121° course." and substituting "Minneapolis, Minn." therefor.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c))

Issued in Washington, D.C., on January 7, 1969.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 69-473; Filed, Jan. 14, 1969; 8:47 a.m.]

[Docket No. 9171, Amdt. 151-28]

PART 151—FEDERAL AID TO AIRPORTS

Second Runway Paving for Inclusion in FAAP Project; Wind Conditions

The purpose of these amendments to Part 151 of the Federal Aviation Regulations is to change the standards for eligibility of second runway paving at airports for inclusion in projects under the Federal-aid Airport Program by (1) eliminating paragraph (e) of § 151.79 concerning airports with limited facilities serving small aircraft only; and (2) reducing the minimum crosswind component to which the existing paved runway is subject, at airports serving small aircraft only, as provided in paragraphs (c) and (d) of that section.

These amendments were proposed in Notice 68-23 issued on September 27, 1968, and published in the FEDERAL REGISTER on October 4, 1968 (33 F.R. 14887). Six public comments were received on the notice. Three of the comments either concurred with, or expressed no objection to, the proposal as a whole. Two comments concurred with the proposal but respectively recommended that the crosswind component to which the existing paved runway is subject should be fixed at more than 11.5 or 12 miles per hour in § 151.79 (c) (2) and (d) (2) as the basis for determining the need for a second runway at airports serving small aircraft only. The sixth comment concurred with the proposal to eliminate paragraph (e) of § 151.79 that, as stated in the Notice, is no longer feasible or meaningful, for the purposes of that section, particularly in the absence of any established definition of an airport limited to VFR operations. However, this comment stated, it considered the proposed change in the crosswind component to be not significant enough to warrant a change in the regulations.

After reviewing the proposed amendments in the light of the comments received, it has been determined to issue the amendments as proposed, for the reasons stated in Notice 68-23. However, in § 151.79 (c) (2) and (d) (2) the crosswind component to which the existing paved runway is subject, at airports serving small aircraft only, is changed to more than 12 miles per hour (10.5 knots), for ease of application.

Interested persons have been afforded an opportunity to participate in the making of these amendments, and due consideration has been given to all matter presented.

In consideration of the foregoing, § 151.79 of the Federal Aviation Regulations is amended as follows, effective February 14, 1969:

1. By amending paragraph (a) (1) to read as follows:

§ 151.79 Runway paving; second runway; wind conditions.

(a) *All airports.* * * *

(1) The airport meets the applicable standards of paragraph (b), (c), or (d) of this section;

* * * * *

2. By striking out the words "15 miles per hour (13 knots)" in paragraphs (c) (2) and (d) (2), and inserting the words "12 miles per hour (10.5 knots)" therefor in each of those subparagraphs.

3. By striking out paragraph (e).

(Secs. 1-15, 17-20, Federal Airport Act; 49 U.S.C. 1101-1114, 1116-1119; sec. 6(c), Department of Transportation Act; 49 U.S.C. 1655(c); § 1.4(b) (2), Regulations of the Office of the Secretary of Transportation)

Issued in Washington, D.C., on January 8, 1969.

D. D. THOMAS,
Acting Administrator.

[F.R. Doc. 69-471; Filed, Jan. 14, 1969; 8:47 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

SUBCHAPTER A—PROCEDURES AND RULES OF PRACTICE

[Docket No. C-1464]

PART 13—PROHIBITED TRADE PRACTICES

Sally Gee, Inc., and Howard Goldenstein

Subpart—Importing, selling, or transporting flammable wear: § 13.1060 *Importing, selling, or transporting flammable wear.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 67 Stat. 111, as amended; 15 U.S.C. 45, 1191) [Cease and desist order, Sally Gee, Inc., et al., New York, N.Y., Docket C-1464, Dec. 9, 1968]

In the Matter of Sally Gee, Inc., a Corporation, and Howard Goldenstein, Individually and as an Officer of Said Corporation

Consent order requiring a New York City importer of wearing apparel to cease marketing dangerously flammable products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That the respondents Sally Gee, Inc., a corporation, and its officers, and Howard Goldenstein, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, do forthwith cease and desist from manufacturing for sale, selling, offering for sale, in commerce, or importing into the United States, or introducing, delivering for introduction, transporting, or causing to be transported in commerce, or selling or delivering after sale or shipment in commerce, any product as "commerce" and "product" are defined in the Flammable Fabrics Act, as amended, which fails to conform to an applicable standard or regulation continued in effect, issued or amended under the provisions of the aforesaid Act.

It is further ordered, That the respondents herein shall, within ten (10) days after service upon them of this order, file with the Commission an interim special report in writing setting forth the respondents' intention as to compliance with this order. This interim special report shall also advise the Commission fully and specifically concerning the identity of the product which gave rise to the complaint, (1) the amount of such product in inventory, (2) any action taken to notify customers of the flammability of such product and the results thereof, and (3) any disposition of such product since April 4, 1968.

Such report shall further inform the Commission whether respondents have in inventory any fabric, product, or related material having a plain surface and made of silk, rayon, or cotton or combinations thereof in a weight of 2 ounces or less per square yard or fabric with a raised fiber surface made of cotton or rayon or combinations thereof. Respondents will submit representative samples of any such fabric, product, or related material with this report. Samples of the fabric, product, or related material shall be no less than 1 square yard.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form of their compliance with this order.

Issued: December 9, 1968.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 69-455; Filed, Jan. 14, 1969; 8:45 a.m.]

[Docket No. C-1465]

PART 13—PROHIBITED TRADE PRACTICES

Irving Sofer, Inc.

Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely.* 13.1108-45 Fur Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1185 *Composition:* 13.1185-30 Fur Products Labeling Act; § 13.1212 *Formal regulatory and statutory requirements:* 13.1212-30 Fur Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements:* 13.1852-35 Fur Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Irving Sofer, Inc., New York, N.Y., Docket C-1465, Dec. 9, 1968]

In the Matter of Irving Sofer, Inc., a Corporation, and Irving Sofer, Individually and as an Officer of Said Corporation

Consent order requiring a New York City manufacturing furrier to cease misbranding and falsely invoicing its fur products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Irving Sofer, Inc., a corporation, and its officers, and Irving Sofer, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, or manufacture for introduction, into commerce, or the sale, advertising, or offering for sale in commerce, or the transportation or distribution in commerce, of any fur product; or in connection with the manufacture for sale, sale, advertising, offering for sale, transportation, or distribution of any fur product which is made in whole or in part of fur which has been shipped and received in commerce, as the terms "commerce," "fur," and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

A. Misbranding fur products by:

1. Representing, directly or by implication, on labels that the fur contained in any fur product is natural when the fur contained therein is pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

2. Failing to affix labels to fur products showing in words and in figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act.

B. Falsely or deceptively invoicing fur products by:

1. Failing to furnish invoices, as the term "invoice" is defined in the Fur Products Labeling Act, showing in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 5(b)(1) of the Fur Products Labeling Act.

2. Representing, directly or by implication, on invoices that the fur contained in the fur products is natural when such fur is pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

Issued: December 9, 1968.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 69-456; Filed, Jan. 14, 1969; 8:45 a.m.]

[Docket No. C-1463]

PART 13—PROHIBITED TRADE PRACTICES

Eddy & Larry Weinstein Furs, Inc., et al.

Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely:* 13.1108-45 Fur Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1185 *Composition:* 13.1185-30 Fur Products Labeling Act; § 13.1212 *Formal regulatory and statutory requirements:* 13.1212-30 Fur Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition:* 13.1845-30 Fur Products Labeling Act; § 13.1852 *Formal regulatory and statutory requirements:* 13.1852-35 Fur Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Eddy & Larry Weinstein Furs, Inc., et al., New York, N.Y., Docket C-1463, Dec. 9, 1968]

In the Matter of Eddy & Larry Weinstein Furs, Inc., a Corporation, and Edward Weinstein and Lawrence Weinstein, Individually and as Officers of Said Corporation

Consent order requiring a New York City manufacturing furrier to cease misbranding and falsely invoicing its fur products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Eddy & Larry Weinstein Furs, Inc., a corporation and its officers, and Edward Weinstein and Lawrence Weinstein, individually and as officers of said corporation and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, or manufacture for introduction, into commerce, or the sale, advertising, or offering for sale in commerce, or the transportation or distribution in commerce, of any fur product; or in connection with the manufacture for sale, sale, advertising, offering for sale, transportation, or distribution of any fur product which is made in whole or in part of fur which has been shipped and received in commerce; as the terms "commerce," "fur," and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

A. Misbranding any fur product by:

1. Representing, directly or by implication, on a label that the fur contained in such fur product is natural when such fur is pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

2. Failing to affix a label to such fur product showing in words and in figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act.

3. Failing to set forth the term "natural" as part of the information required to be disclosed on a label under the Fur Products Labeling Act and the rules and regulations promulgated thereunder to describe such fur product which is not pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

4. Failing to set forth information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder on a label in the sequence required by Rule 30 of the aforesaid rules and regulations.

5. Failing to set forth on a label the item number or mark assigned to such fur product.

B. Falsely or deceptively invoicing any fur product by:

1. Failing to furnish an invoice, as the term "invoice" is defined in the Fur Products Labeling Act, showing in words and

figures plainly legible all the information required to be disclosed by each of the subsections of section 5(b)(1) of the Fur Products Labeling Act.

2. Failing to set forth the term "natural" as part of the information required to be disclosed on an invoice under the Fur Products Labeling Act and the rules and regulations promulgated thereunder to describe such fur product which is not pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

3. Failing to set forth on an invoice the item number or mark assigned to such fur product.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

Issued: December 9, 1968.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 69-457; Filed, Jan. 14, 1969; 8:45 a.m.]

SUBCHAPTER C—REGULATIONS UNDER SPECIFIC ACTS OF CONGRESS

[204-13-1]

PART 301—RULES AND REGULATIONS UNDER FUR PRODUCTS LABELING ACT

Miscellaneous Amendments

In the matter of amending rules 19, 39, and 41 of the regulations under the Fur Products Labeling Act; Furs and Fur Products—Artificially Colored Products—Exempted Products—Records; Correction of Error.

On January 7, 1969, the Federal Trade Commission issued a notice of amendment of § 301.19 (Rule 19), § 301.39 (Rule 39), and § 301.41 (Rule 41) of Title 16, Part 301, rules and regulations under the Fur Products Labeling Act. Such document was published as F.R. Doc. 69-326 and appeared at page 380 of the Friday, January 10, 1969, issue of the FEDERAL REGISTER.

In certain instances in such notice § 301.41 (Rule 41) of Title 16 was referred to as § 301.40 (Rule 40) of Title 16. References to § 301.40 (Rule 40) of Title 16, Part 301 are hereby corrected to read § 301.41 (Rule 41) of Title 16, Part 301 wherever the same appear in such notice.

By the Commission, Commissioners Jones and Elman not concurring.

Issued: January 10, 1969.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 69-488; Filed, Jan. 14, 1969; 8:48 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER A—GENERAL

PART 2—ADMINISTRATIVE FUNCTIONS, PRACTICES, AND PROCEDURES

Subpart H—Delegations of Authority

DIRECT DELEGATIONS FROM THE SECRETARY

The regulations of the Food and Drug Administration, Department of Health, Education, and Welfare, relating to Delegations of Authority, Part 2, Subpart H of Title 21 of the Code of Federal Regulations, are hereby amended by deleting from § 2.120(c) the authorization for acceptance of service of process so that that section reads as follows:

§ 2.120 Direct delegations from the Secretary.

(c) The Assistant General Counsel in charge of the Division of Food, Drug, and Environmental Health has been authorized to report apparent violations to the Department of Justice for the institution of criminal proceedings, pursuant to section 305 of the Federal Food, Drug, and Cosmetic Act, section 4 of the Federal Import Milk Act, section 9(b) of the Federal Caustic Poison Act, and section 4 of the Hazardous Substances Labeling Act.

(29 F.R. 471, Jan. 18, 1964, as amended at 31 F.R. 16564, Dec. 28, 1966, 32 F.R. 6839, May 4, 1967. Redesignated, 31 F.R. 3008, Feb. 22, 1966)

Effective date: Upon publication in the FEDERAL REGISTER.

Dated: January 8, 1969.

WILBUR J. COHEN, *Secretary.*

[F.R. Doc. 69-495; Filed, Jan. 14, 1969; 8:48 a.m.]

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

ANTIOXIDANTS AND/OR STABILIZERS FOR POLYMERS

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 8B2250) filed by The B. F. Goodrich Co., 500 South Main Street, Akron, Ohio 44318, and other relevant material, concludes that § 121.2566 of the food additive regulations should be amended to provide for additional use of the substances specified below as antioxidants and/or stabilizers in polymers used in the manufacture of articles intended for use in contact with food.

The Commissioner further concludes that the subject substances should be deleted from § 121.2562 since the amendment herein to § 121.2566 provides for the use of the additives as contemplated. The items as appearing in § 121.2566 are changed to improve identification and nomenclature.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 121 is amended in Subpart F in the following respects:

1. Section 121.2562 *Rubber articles intended for repeated use* is amended by deleting from the list in paragraph (c)(4)(iii) the items "*N*-Alkyl(C_{14}-C_{18})-1,3-propanediamine-*N*,*N*',*N*'-triacetic acid" and "2,2'-Di-*tert*-butyl-4,4'-isopropylidenediphenol bis(p-nonylphenyl) phosphite."

2. Section 121.2566(b) is amended by alphabetically inserting in the list of substances two new items, as follows:

§ 121.2566 Antioxidants and/or stabilizers for polymers.

* * * * * * *

(b) * * *

	Limitations
* * *	* * *
N-*n*-Alkyl-*N*'-(carboxymethyl)-*N*-*N*'-trimethylenediglycine; the alkyl group is even numbered in the range C_{14}-C_{18} and the nitrogen content is in the range 5.4-5.6 weight percent.	For use only: 1. As component of nonfood articles complying with §§ 121.2520 and 121.2562. 2. At levels not to exceed 1.35 percent by weight of natural rubber, butadiene-acrylonitrile, butadiene-acrylonitrile-styrene, and butadiene-styrene polymers that are used in contact with nonalcoholic food at temperatures not to exceed room temperature and that are employed in closure-sealing gaskets complying with § 121.2550 or in coatings complying with § 121.2514, § 121.2526, or § 121.2569. The average thickness of such coatings and closure-sealing gaskets shall not exceed 0.004 inch.
* * *	* * *

2-*tert*-Butyl-α(3-*tert*-butyl-4-hydroxyphenyl)-*p*-cumenyl bis(*p*-nonylphenyl) phosphite; the nonyl group is a propylene trimer isomer and the phosphorous content is in the range 3.8–4.0 weight percent.	For use only: 1. As components of nonfood articles complying with §§ 121.2520 and 121.2562. 2. At levels not to exceed 1.35 percent by weight of natural rubber, butadiene-acrylonitrile, butadiene-acrylonitrile-styrene, and butadiene-styrene polymers that are used in contact with nonalcoholic food at temperatures not to exceed room temperature and that are employed in closure-sealing gaskets complying with § 121.2550 or in coatings complying with § 121.2514, § 121.2526, or § 121.2569. The average thickness of such coatings and closure-sealing gaskets shall not exceed 0.004 inch.
* * *	* * *

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date: This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: January 7, 1969.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 69-494; Filed, Jan. 14, 1969; 8:48 a.m.]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934

Subpart G—Forms for Reports To Be Made by Certain Exchange Members, Brokers, and Dealers

INCORPORATION BY REFERENCE OF SEC FORMS

On December 16, 1968, the Securities and Exchange Commission approved the revision of Parts 239, 249, 259, 269, 274, and 279 of Chapter II of Title 17 of the Code of Federal Regulations to incorporate by reference therein, as approved by the Director of the Federal Register on December 19, 1968, the forms adopted under the various Acts which it administers, and such revision appeared in the FEDERAL REGISTER of December 20, 1968, at 33 F.R. 18991. Through inadvertence, there was omitted from such revision the reference to Form X-17A-10 (§ 249.618) which had been adopted by the Commission on June 28, 1968, and which was published in the FEDERAL REGISTER of July 20, 1968 at 33 F.R. 10391. Such form is still in effect and the description thereof which should have appeared with the aforesaid incorporation by reference reads as follows:

§ 249.618 Form X-17A-10. Annual report of income and expenses to be filed by Exchange members, brokers, and dealers, pursuant to section 17 of the Act and Rule 17a-10.

This form shall be filed as the annual report of income and expenses, and related financial and other information, by every member, broker, and dealer required to file a report pursuant to Rule 17a-10(a) (§ 240.17a-10(a) of this chapter), unless such member, broker, or dealer has filed the information required by this form with a national securities exchange or a registered national securities association pursuant to Rule 17a-10(b) (§ 240.17a-10(b) of this chapter).

(33 F.R. 10391, July 20, 1968)

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

JANUARY 8, 1969.

[F.R. Doc. 69-465; Filed, Jan 14, 1969; 8:46 a.m.]

Title 24—HOUSING AND HOUSING CREDIT

Chapter II—Federal Housing Administration, Department of Housing and Urban Development

SUBCHAPTER D—RENTAL HOUSING INSURANCE

PART 207—MULTIFAMILY HOUSING MORTGAGE INSURANCE

Subpart B—Contract Rights and Obligations

In § 207.253 paragraph (a)(1)(iv) is amended to read as follows:

§ 207.253 Adjusted premium and termination charges.

(a) * * *

(1) * * *

(iv) If a new insured mortgage or mortgages are placed on the same property within 1 year from the date of prepayment in full or voluntary termination (or within such further time as the Commissioner may approve in writing), the Commissioner shall refund to the mortgagee for the account of the mortgagor any overpayment determined by recomputing the adjusted premium or termination charge using the formula prescribed in subdivision (iii) of this subparagraph. The provision of this subdivision (iv) shall also apply to instances where there are a series of new individual insured mortgages placed on the same property.

* * * * * *

(Sec. 211, 52 Stat. 23; 12 U.S.C. 1715b. Interprets or applies sec. 207, 52 Stat. 16, as amended; 12 U.S.C. 1713)

Issued at Washington, D.C., January 9, 1969.

[SEAL] PHILIP N. BROWNSTEIN,
Federal Housing Commissioner.

[F.R. Doc. 69-458; Filed, Jan. 14, 1969; 8:46 a.m.]

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER A—INCOME TAX

[T.D. 6988]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Consolidated Return Regulations

On November 2, 1968, notice of proposed rule making with respect to the amendment of section 1.1502-2A(b)(3) of the Income Tax Regulations (26 CRF Part 1) was published in the FEDERAL REGISTER (33 F.R. 16118). After consideration of all such relevant matter as was presented by interested persons regarding the rules proposed, the amendment of the regulations as proposed is hereby adopted.

(Secs. 1502 and 7805 of the Internal Revenue Code of 1954; 68A Stat. 367, 917; 26 U.S.C. 1502, 7805)

SHELDON S. COHEN,
Commissioner of Internal Revenue.

Approved: January 9, 1969.

STANLEY S. SURREY,
Assistant Secretary of the Treasury.

§ 1.1502-2A Definitions.

* * * * * *

(b) *Affiliated group.* * * *

(3) (i) In the case of a domestic corporation owning or controlling, directly or indirectly, 100 percent of the capital stock (exclusive of directors' qualifying shares) of a corporation organized under the laws of Canada or of Mexico and maintained solely for the purpose of

complying with the laws of such country as to title and operation of property, such foreign corporation may, at the option of the domestic corporation, be treated for income tax purposes as a domestic corporation. For purposes of this subparagraph, the term "laws of such country" includes the laws of any province, state, or other political subdivision, and the term "laws" includes, in addition to explicit statutory or constitutional provisions, any existing legislative practice or policy. For example, if the laws of Canada permit the ownership or operation of specified property, such as a railroad, only by a person granted a special legislative authorization, and it is established that there is an implicit legislative policy that such authorization would be granted only to a corporation organized under the laws of such country, then a corporation organized under the laws of Canada to own or operate such property will be considered maintained solely for the purpose of complying with the laws of such country as to title and operation of property. If, however, Canada has a general statutory prohibition against the ownership or operation of specified property by a U.S. corporation, but as a matter of established practice special legislative action can be obtained for the ownership or operation of specified property by a U.S. corporation, then a corporation organized under the laws of Canada to own or operate such property will not be considered maintained solely for the purpose of complying with the laws of such country as to title and operation of property.

(ii) The option to treat a foreign corporation as a domestic corporation so that it may be included in a consolidated return must be exercised at the time of making the consolidated return, and cannot be exercised at any time thereafter. If the election is exercised to treat such foreign corporation as a domestic corporation, it must be included in the consolidated return of the affiliated group of which it is a member for each consecutive year thereafter for which such group makes or is required to make a consolidated return.

* * * * *

[F.R. Doc. 69-489; Filed, Jan. 14, 1969; 8:48 a.m.]

Title 29—LABOR

Subtitle A—Office of the Secretary of Labor

PART 4—LABOR STANDARDS FOR FEDERAL SERVICE CONTRACTS

Inclusion of Minimum Wage and Fringe Benefit Determinations in Certain Cases

A proposal was published at 33 F.R. 9904 to amend Part 4 of Title 29, Code of Federal Regulations, the Department of Labor's rules applying to the McNamara-O'Hara Service Contract Act of 1965, to add a new § 4.5(c) containing instructions dealing with the situation where a notice of intention to make a service contract has not been filed with the Wage and Hour and Public Contracts Divisions, as provided in § 4.4(a). After consideration of all such relevant matter as was submitted by interested persons, the proposed rule is hereby adopted without change.

Effective date. This amendment shall be effective 30 days following the date of publication in the FEDERAL REGISTER.

Signed this 10th day of January 1969.

BEN P. ROBERTSON,
Acting Administrator, Wage and Hour and Public Contracts Divisions.

Pursuant to sections 2 and 4 of the McNamara-O'Hara Service Contract Act of 1965 (41 U.S.C. 351, 353), 29 CFR 4.5 is amended by adding thereto a new paragraph (c), to read as follows:

§ 4.5 Contract minimum wage determinations and fringe benefit specifications.

* * * * *

(c) If the notice of intention required by § 4.4(a) is not filed within the time provided in § 4.4(a), the contracting agency shall exercise any and all of its power that may be needed (including where necessary, its power to negotiate, its power to pay any necessary additional costs, and its power under any provision of the contract authorizing changes) to include in the contract any determinations communicated to it within 30 days of the filing of such notice or of the discovery by the Wage and Hour and Public Contracts Divisions, U.S. Department of Labor, of such omission.

(Secs. 2, 4, 79 Stat. 1034, 1035, as amended; 41 U.S.C. 351, 353)

[F.R. Doc. 69-483; Filed, Jan. 14, 1969; 8:51 a.m.]

Title 42—PUBLIC HEALTH

Chapter I—Public Health Service, Department of Health, Education, and Welfare

SUBCHAPTER G—PREVENTION, CONTROL AND ABATEMENT OF AIR POLLUTION

PART 81—AIR QUALITY CONTROL REGIONS, CRITERIA, AND CONTROL TECHNIQUES

Metropolitan Denver, Colo.

On November 9, 1968, notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 16454) to amend Part 81 by designating the Metropolitan Denver, Colo., Intrastate Air Quality Control Region.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments, and a consultation with appropriate State and local authorities pursuant to section 107(a) of the Clean Air Act (42 U.S.C. 1857c-2(a)) was held on November 26, 1968. Due consideration has been given to all relevant material presented.

In consideration of the foregoing and in accordance with the statement in the notice of proposed rule making, section 81.16, as set forth below, designating the Metropolitan Denver, Colo., Intrastate Air Quality Control Region, is adopted effective on publication.

§ 81.16 Metropolitan Denver, Colo., Intrastate Air Quality Control Region.

The Metropolitan Denver, Colo., Intrastate Air Quality Control Region consists of the following territorial area (including the territorial area of all municipalities (as defined in section 302(f) of the Clean Air Act, 42 U.S.C. 1857h(f)) geographically located within the outermost boundaries of the area so delimited):

All lands lying within the counties of Boulder, Jefferson, and Denver and in addition thereto, the following described area lying adjacent thereto, commencing at the northwest corner of sec. 6, T. 1 S., R. 68 W.; thence east along the section lines approximately 18 miles to the northeast corner of sec. 1, T. 1 S., R. 66 W.; thence south along the section lines approximately 36 miles to the southeast corner of sec. 36, T. 6 S., R. 66 W.; thence west along the section lines approximately 22 miles to the Jefferson County Line.

(Secs. 107(a), 301(a) 81 Stat. 490, 504; 42 U.S.C. 1875c-2(a), 1857g(a))

Dated: January 8, 1969.

WILBUR J. COHEN,
Secretary.

[F.R. Doc. 69-503; Filed, Jan. 14, 1969; 8:49 a.m.]

Title 45—PUBLIC WELFARE

Subtitle A—Department of Health, Education, and Welfare, General Administration

PART 4—SERVICE OF PROCESS

Service of Process Served on or Delivered to Secretary

The regulations of the Department of Health, Education, and Welfare relating to the service of process, Part 4 of Title 45 of the Code of Federal Regulations, are hereby amended by deleting the authorization for acceptance of service of process by Office of the General Counsel, Baltimore, Md., and by providing for acceptance of service of process in all litigation in which the Secretary must be served. Accordingly, § 4.1 reads as follows:

§ 4.1 Service of process required to be served on or delivered to Secretary.

(a) Summons, complaints, subpoenas, and other process which are required to be served on or delivered to the Secretary of Health, Education, and Welfare shall be delivered to the Deputy General Counsel, the Secretary to the Deputy General Counsel, or the Secretary to the General Counsel, Office of the General Counsel, 330 Independence Avenue SW.,

Washington, D.C. 20201. The persons above designated are authorized to accept service of such process (5 U.S.C. 301).

Effective date: Upon publication in the FEDERAL REGISTER.

Dated: January 8, 1969.

WILBUR J. COHEN,
Secretary.

[F.R. Doc. 69-504; Filed, Jan. 14, 1969; 8:49 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS: GENERAL RULES AND REGULATIONS

Treaties and Other International Agreements

In the matter of amendment of Part 2 of the Commission's rules and regulations to effect certain editorial changes therein.

1. The Commission has before it the desirability of making certain editorial changes in Part 2 of its rules and regulations.

2. Authority for the amendments is contained in sections 4(i), (5)(d)(1), and 303(r) of the Communications Act of 1934, as amended, and § 0.261(a) of the Commission's rules. Because the amendments are editorial in nature, the prior notice and effective date provisions of section 4 of the Administrative Procedure Act, 5 U.S.C. 553, do not apply.

3. *It is ordered,* Effective January 15, 1969, that Part 2 of the rules and regulations is amended as set forth below.

(Secs. 4, 5, 303, 48 Stat., as amended, 1066, 1068, 1082; 47 U.S.C. 154, 155, 303)

Adopted: January 2, 1969.

Released: January 7, 1969.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

1. Section 2.601 is amended to read as follows:

§ 2.601 General.

This subpart is corrected to January 1, 1969. The Commission does not distribute copies of these documents. Inquiry may be made to the U.S. Government Printing Office concerning availability for purchase.

2. In § 2.603 paragraphs (a) and (b) are amended to read as follows:

§ 2.603 Treaties and other international agreements relating to radio.

(a) The applicable treaties and other international agreements in force relating to radio and to which the United States of America is a party (other than reciprocal operating agreements for radio amateurs) are listed below:

Date	Citations	Subject
1925	IV Trenwith 4248, 4250 and 4251. TS 724-A.	US-UK (also for Canada and Newfoundland) Bilateral Arrangements providing for the Prevention of Interference by Ships off the Coasts of these Countries with Radio Broadcasting. Effected by exchange of notes Sept. and Oct., 1925. Entered into force Oct. 1, 1925.
1928 and 1929	102 LNTS 143. TS 767-A.	US-Canada Arrangement governing Radio Communications between Private Experimental Stations. Effected by exchange of notes at Washington Oct. 2 and Dec. 29, 1928, and Jan. 12, 1929. Entered into force Jan. 1, 1929. Continued by the arrangement contained in EAS 62.
1929	IV Trenwith 4787. TS 777-A.	US-Canada (including Newfoundland) Arrangement relating to Assignment of High Frequencies on the North American Continent. Effected by exchange of notes at Ottawa Feb. 26 and 28, 1929. Entered into force Mar. 1, 1929. (Originally, Cuba was also a party to this arrangement, but by virtue of notice to the Canadian Government, it ceased to be a party effective Oct. 5, 1933.)
1934	49 Stat. 3555. EAS 66.	US-Peru Arrangement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Lima Feb. 16, and May 23, 1934. Entered into force May 23, 1934.
1934	48 Stat. 1876. EAS 62.	US-Canada Arrangement relative to Radio Communications between Private Experimental Stations and between Amateur Stations. Continues the arrangement contained in TS 767-A. Effected by exchange of notes at Ottawa Apr. 23, and May 2 and 4, 1934. Entered into force May 4, 1934.
1934	49 Stat. 3667. EAS 72.	US-Chile Arrangement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Santiago Aug. 2 and 17, 1934. Entered into force Aug. 17, 1934.
1937	53 Stat. 1576. TS 938.	Inter-American Radio Communications Convention between the United States and Other Powers. Signed at Havana Dec. 13, 1937. (First Inter-American Radio Conference.) Entered into force for the United States July 21, 1938, for Parts I, III and IV; Apr. 17, 1939, for Part II. Part II of the Convention (Inter-American Radio Office) terminated for all parties Dec. 20, 1958 (TIAS 4079).
1938	54 Stat. 1675. TS 949.	Regional Radio Convention between the United States (in behalf of the Canal Zone) and Other Powers. Signed at Guatemala City Dec. 8, 1938. Entered into force Oct. 8, 1939.
1939	53 Stat. 2157. EAS 143.	US-Canada Arrangement governing the Use of Radio for Civil Aeronautical Services. Effected by exchange of notes at Washington Feb. 20, 1939. Entered into force Feb. 20, 1939.
1946	60 Stat. 1696. TIAS 1527.	US-USSR Agreement on Organization of Commercial Radio Teletype Communication Channels. Signed at Moscow May 24, 1946. Entered into force May 24, 1946.
1947	61 Stat. (4) 3800. TIAS 1726.	US-Canada Agreement providing for Frequency Modulation Broadcasting in Channels in the Radio Frequency Band 88-108 Mc/s. Effected by exchange of notes at Washington Jan. 8 and Oct. 15, 1947. Entered into force Oct. 15, 1947.
1947	61 Stat. (4) 3416. TIAS 1676.	US-UN Agreement relative to Headquarters of the United Nations. Signed at Lake Success June 26, 1947. Entered into force Nov. 21, 1947. Supplemented by the agreement contained in TIAS 5961 which was signed Feb. 9, 1966.
1947	61 Stat. (3) 3131. TIAS 1652.	US-UK Agreement regarding Standardization of Distance Measuring Equipment. Signed at Washington Oct. 13, 1947. Entered into force Oct. 13, 1947.
1948	9 UST 621. TIAS 4044.	Intergovernmental Maritime Consultative Organization (IMCO) Convention. Signed at Geneva Mar. 6, 1948. Entered into force Mar. 17, 1958. Modified by the amendments contained in TIAS 6285 and in TIAS 6490 adopted by the IMCO Assembly Sept. 15, 1964, and Sept. 28, 1965, respectively.
1949	3 UST (3) 3064. TIAS 2489.	Inter-American Radio Agreement between the United States and Canada and Other American Republics. Signed at Washington July 9, 1949. (Fourth Inter-American Radio Conference.) Entered into force Apr. 13, 1952, subject to the provisions of Article 13.
1949	3 UST (2) 2686. TIAS 2435.	London Telecommunications Agreement between the United States and Certain British Commonwealth Governments. Signed at London Aug. 12, 1949. Entered into force Feb. 24, 1950. Amended by the agreement contained in TIAS 2705 which was signed Oct. 1, 1952.
1950	3 UST (2) 2672. TIAS 2433.	US-Ecuador Arrangement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Quito Mar. 16 and 17, 1950. Entered into force Mar. 17, 1950.
1950 and 1951	2 UST (1) 683. TIAS 2223.	US-Liberia Arrangement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Monrovia Nov. 9, 1950, and Jan. 8, 9 and 10, 1951. Entered into force Jan. 11, 1951.
1950	11 UST 413. TIAS 4460.	North American Regional Broadcasting Agreement (NARBA). Signed at Washington Nov. 15, 1950. Entered into force Apr. 19, 1960. Effective between United States, Canada, Cuba, Dominican Republic, and the United Kingdom of Great Britain and Northern Ireland for the Bahama Islands. Ratification on behalf of Jamaica pending.
1951	3 UST (3) 3787. TIAS 2508.	US-Canada Convention relating to the Operation by Citizens of Either Country of Certain Radio Equipment or Stations in the Other Country. Signed at Ottawa Feb. 8, 1951. Entered into force May 15, 1952.
1951 and 1952	3 UST (3) 3892. TIAS 2520.	US-Cuba Arrangement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Havana Sept. 17, 1951, and Feb. 27, 1952. Entered into force Feb. 27, 1952.
1951	3 UST (2) 2860. TIAS 2459.	US-Cuba Agreement concerning the Control of Electromagnetic Radiation. Effected by exchange of notes at Havana Dec. 10 and 18, 1951. Entered into force Dec. 18, 1951.
1952	3 UST (4) 4926. TIAS 2666.	US-Canada Agreement for the Promotion of Safety on the Great Lakes by Means of Radio. The agreement applies to vessels of all countries as provided for in Article 3. Signed at Ottawa Feb. 21, 1952. Entered into force Nov. 13, 1954.
1952	3 UST (3) 4443. TIAS 2594.	US-Canada Agreement relating to the Assignment of Television Frequency Channels along United States-Canadian Border. Effected by exchange of notes at Ottawa Apr. 23 and June 23, 1952. Entered into force June 23, 1952.
1952	3 UST (4) 5140. TIAS 2705.	London Revision (1952) of the London Telecommunications Agreement (1949) between the United States and Certain British Commonwealth Governments. Signed at London Oct. 1, 1952. Entered into force Oct. 1, 1952. This amends the agreement contained in TIAS 2435 signed Aug. 12, 1949.

Date	Citations	Subject
1953	5 UST (3) 2840 TIAS 3138.	US-Canada Understanding relating to the Sealing of Mobile Radio Transmitting Equipment. Effected by exchange of notes at Washington Mar. 9 and 17, 1953. Entered into force Mar. 17, 1953.
1956	7 UST 2170 TIAS 3617.	US-Panama Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Panama July 19 and Aug. 1, 1956. Entered into force Sept. 1, 1956.
1956	7 UST 2830 TIAS 3665.	US-Costa Rica Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Washington Aug. 13 and Oct. 19, 1956. Entered into force Oct. 19, 1956.
1956	7 UST 3159 TIAS 3694.	US-Nicaragua Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Managua Oct. 8 and 16, 1956. Entered into force Oct. 16, 1956.
1957	12 UST 734 TIAS 4777.	US-Mexico Agreement regarding Radio Broadcasting in the Standard Broadcast Band. Signed at Mexico Jan. 29, 1957. Entered into force June 9, 1961. Amended by the protocol contained in TIAS 6210 signed Apr. 13, 1966.
1957	9 UST 1037 TIAS 4079.	Multilateral Declaration between the United States and Other Powers terminating Part II (Inter-American Radio Office) of the Inter-American Radio Communications Convention of Dec. 13, 1937 (TS-938). Signed at Washington Dec. 20, 1957. Entered into force Dec. 20, 1957. Additionally, a Contract on the Exchange of Notifications of Radio Broadcasting Frequencies between the Pan American Union, the United States and Other Powers was signed at Washington Dec. 20, 1957. Entered into force Jan. 1, 1958.
1958	9 UST 1091 TIAS 4089.	US-Mexico Agreement regarding Allocation of Ultra High Frequency Channels to Land Border Television Stations. Effected by exchange of notes at Mexico July 16, 1958. Entered into force July 16, 1958.
1958	10 UST 2423 TIAS 4390.	Telegraph Regulations (Geneva Revision, 1958) Annexed to the International Telecommunication Convention. Signed at Geneva Nov. 29, 1958. Entered into force Jan. 1, 1960.
1959	10 UST 1449 TIAS 4295.	US-Mexico Arrangement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Mexico July 31, 1959. Entered into force Aug. 30, 1959.
1959 and 1960	11 UST 257 TIAS 4442.	US-Honduras Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Tegucigalpa Oct. 26, 1959, and Feb. 17, 1960, and related note of Feb. 19, 1960. Entered into force Mar. 17, 1960.
1959	10 UST 3019 TIAS 4394.	US-Venezuela Arrangement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Caracas Nov. 12, 1959. Entered into force Dec. 12, 1959.
1959	12 UST 2377 TIAS 4893.	International Radio Regulations Annexed to the International Telecommunication Convention. Signed at Geneva Dec. 21, 1959. Entered into force with respect to the United States Oct. 23, 1961. Revised by the Partial Revisions of the Radio Regulations, Geneva, 1959, contained in TIAS 5603 signed Nov. 8, 1963, and in TIAS 6332 signed Apr. 29, 1966.
1960	11 UST 1 TIAS 4399.	US-Haiti Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Port-au-Prince Jan. 4 and 6, 1960. Entered into force Feb. 5, 1960.
1960	16 UST 185 TIAS 5780.	International Convention for the Safety of Life at Sea and Annexed Regulations. Signed at London June 17, 1960. Entered into force May 26, 1965. Corrections to certain annexes contained in TIAS 6284 signed Feb. 15, 1966.
1960	11 UST 2220 TIAS 4596.	US-Paraguay Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Asuncion Aug. 31, and Oct. 6, 1960. Entered into force Nov. 5, 1960.
1961	17 UST 1574 TIAS 6115.	US-Uruguay Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Montevideo Sept. 12, 1961. Entered into force Sept. 26, 1966.
1961	12 UST 1695 TIAS 4888.	US-Bolivia Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at La Paz Oct. 23, 1961. Entered into force Nov. 22, 1961.
1962	13 UST 411 TIAS 5001.	US-El Salvador Arrangement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at San Salvador Apr. 5, 1962. Entered into force May 5, 1962.
1962	13 UST 997 TIAS 5043.	US-Mexico Agreement relating to the Assignment of VHF Television Channels along United States-Mexican Border. Effected by exchange of notes at Mexico Apr. 18, 1962. Entered into force Apr. 18, 1962.
1962	13 UST 2418 TIAS 5205.	US-Canada Agreement relating to the Coordination and Use of Radio Frequencies above 30 Mc/s. Effected by exchange of notes at Ottawa Oct. 24, 1962. Entered into force Oct. 24, 1962. The technical annex to this agreement was revised by the agreement contained in TIAS 5833 signed June 16 and 24, 1965.
1963	14 UST 817 TIAS 5360.	US-Dominican Republic Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Santo Domingo Apr. 18 and 22, 1963. Entered into force May 22, 1963.
1963	15 UST 887 TIAS 5603.	Partial Revision of the Radio Regulations, Geneva, 1959, Final Acts of the EARC to Allocate Frequency Bands for Space Radiocommunication Purposes. Signed at Geneva Nov. 8, 1963. Entered into force Jan. 1, 1965.
1963	14 UST 1754 TIAS 5483.	US-Colombia Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Bogota Nov. 16 and 29, 1963. Entered into force Dec. 29, 1963.
1964	15 UST 1705 TIAS 5646.	US-Other Governments Agreement Establishing Interim Arrangements for a Global Commercial Communications Satellite System and Special Agreement. Done at Washington Aug. 20, 1964. Entered into force Aug. 20, 1964. Additionally, a Supplementary Agreement on Arbitration was done at Washington June 4, 1965. Entered into force Nov. 21, 1966.
1964	18 UST 1299 TIAS 6285.	Amendments to Articles 17 and 18 of the IMCO Convention (TIAS 4044). Adopted by the IMCO Assembly at London Sept. 15, 1964. Entered into force Oct. 6, 1967.
1965	16 UST 821 TIAS 5816.	US-Brazil Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Washington June 1, 1965. Entered into force June 1, 1965.
1965	16 UST 923 TIAS 5833.	US-Canada Agreement regarding Coordination and Use of Radio Frequencies above 30 Mc/s Revising the Technical Annex to the Agreement of Oct. 24, 1962 (TIAS 5205). Effected by exchange of notes at Ottawa June 16 and 24, 1965. Entered into force June 24, 1965.
1965	16 UST 883 TIAS 5827.	US-Israel Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Washington July 7, 1965. Entered into force Aug. 6, 1965.
1965	TIAS 6490.	Amendment to Article 28 of the IMCO Convention (TIAS 4044). Adopted by the IMCO Assembly at Paris Sept. 28, 1965. Entered into force Nov. 3, 1968.
1965	18 UST 575 TIAS 6267.	International Telecommunication Convention. Signed at Montreux Nov. 12, 1965. Entered into force with respect to the United States May 29, 1967.
1966	17 UST 74 TIAS 5961.	US-UN Agreement regarding Headquarters of the United Nations Supplementing the Agreement of June 26, 1947 (TIAS 1676). Signed at New York Feb. 9, 1966. Entered into force Feb. 9, 1966. Amended by the agreement contained in TIAS 6176 signed Dec. 8, 1966.
1966	18 UST 1289 TIAS 6284.	Proces-Verbal of Rectification to Certain Annexes to the International Convention for the Safety of Life at Sea of June 17, 1960 (TIAS 5780). Done at London Feb. 15, 1966.
1966	18 UST 141 TIAS 6210.	US-Mexico Protocol regarding Radio Broadcasting in the Standard Broadcast Band Amending the Agreement of Jan. 29, 1957 (TIAS 4777). Signed at Mexico Apr. 13, 1966. Entered into force Jan. 12, 1967.
1966	18 UST 2091 TIAS 6332.	Partial Revision of the Radio Regulations, Geneva, 1959, Final Acts of the EARC for the Preparation of a Revised Allotment Plan for the Aeronautical Mobile (R) Service. Signed at Geneva Apr. 29, 1966. Entered into force for the United States Aug. 23, 1967, except for the frequency allotment plan contained in Appendix 27 which shall enter into force Apr. 10, 1970.
1966	17 UST 2319 TIAS 6176.	US-UN Agreement regarding Headquarters of the United Nations Amending the Supplemental Agreement of Feb. 9, 1966 (TIAS 5961). Effected by exchange of notes at New York Dec. 8, 1966. Entered into force Dec. 8, 1966.
1967	18 UST 365 TIAS 6244.	US-Argentina Agreement regarding Radio Communications between Amateur Stations on Behalf of Third Parties. Effected by exchange of notes at Buenos Aires Mar. 31, 1967. Entered into force Apr. 30, 1967.
1967	18 UST 1201 TIAS 6268.	US-Canada Agreement relating to Pre-Sunrise Operation of Certain Standard (AM) Radio Broadcasting Stations. Effected by exchange of notes at Ottawa Mar. 31 and June 12, 1967. Entered into force June 12, 1967.

(b) The applicable agreements in force between the United States and another country relating to the reciprocal granting of authorizations to permit licensed amateur radio operators of either country to operate their stations in the other country are as follows:

Date	Citations	Subject
1964	15 UST 1787 TIAS 5649.	US-Costa Rica Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at San Jose Aug. 17 and 24, 1964. Entered into force Aug. 24, 1964.
1965	16 UST 03 TIAS 5766.	US-Dominican Republic Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Santo Domingo Jan. 28 and Feb. 2, 1965. Entered into force Feb. 2, 1965.
1965	16 UST 165 TIAS 5777.	US-Bolivia Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at La Paz Mar. 16, 1965. Entered into force Apr. 15, 1965.
1965	16 UST 181 TIAS 5779.	US-Ecuador Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Quito Mar. 26, 1965. Entered into force Mar. 26, 1965.
1965	16 UST 817 TIAS 5815.	US-Portugal Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Lisbon May 17 and 26, 1965. Entered into force May 26, 1965.
1965	16 UST 869 TIAS 5824.	US-Belgium Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Brussels June 15 and 18, 1965. Entered into force June 18, 1965.
1965	16 UST 973 TIAS 5836.	US-Australia Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Canberra June 25, 1965. Entered into force June 25, 1965.
1965	16 UST 1160 TIAS 5860.	US-Peru Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Lima June 28 and Aug. 11, 1965. Entered into force Aug. 11, 1965.
1965	16 UST 1746 TIAS 5900.	US-Luxembourg Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Luxembourg July 7 and 29, 1965. Entered into force July 29, 1965.
1965	16 UST 1131 TIAS 5856.	US-Sierra Leone Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Freetown Aug. 14 and 16, 1965. Entered into force Aug. 16, 1965.
1965	16 UST 1742 TIAS 5899.	US-Colombia Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Bogota Oct. 19 and 28, 1965. Entered into force Nov. 28, 1965.
1965	16 UST 2047 TIAS 5941.	US-UK Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at London Nov. 26, 1965. Entered into force Nov. 26, 1965.
1966	17 UST 328 TIAS 5978.	US-Paraguay Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Asuncion Mar. 18, 1966. Entered into force Mar. 18, 1966.
1966	17 UST 719 TIAS 6022.	US-France Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Paris May 5, 1966, with related notes of June 29 and July 6, 1966. Entered into force July 1, 1966.
1966	17 UST 813 TIAS 6038.	US-India Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at New Delhi May 16 and 25, 1966. Entered into force May 25, 1966.
1966	17 UST 760 TIAS 6028.	US-Israel Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Washington June 15, 1966. Entered into force June 15, 1966.
1966	17 UST 2426 TIAS 6189.	US-Netherlands Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at The Hague June 22, 1966. Entered into force Dec. 21, 1966.
1966	17 UST 1120 TIAS 6038.	US-Federal Republic of Germany Arrangement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Bonn June 23 and 30, 1966. Entered into force June 30, 1966.
1966	17 UST 1039 TIAS 6061.	US-Kuwait Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Kuwait July 19 and 24, 1966. Entered into force July 19, 1966.
1966	17 UST 1560 TIAS 6112.	US-Nicaragua Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Managua Sept. 3 and 20, 1966. Entered into force Sept. 20, 1966.
1966	17 UST 2215 TIAS 6159.	US-Panama Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Panama Nov. 16, 1966. Entered into force Nov. 16, 1966.
1966 and 1967	18 UST 525 TIAS 6259.	US-Honduras Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Tegucigalpa Dec. 29, 1966, Jan. 24 and Apr. 17, 1967. Entered into force Apr. 17, 1967.
1967	18 UST 554 TIAS 6264.	US-Switzerland Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Bern Jan. 12 and May 16, 1967. Entered into force May 16, 1967.
1967	18 UST 543 TIAS 6261.	US-Trinidad and Tobago Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at St. Ann's and Port of Spain Jan. 14 and Mar. 16, 1967. Entered into force Mar. 16, 1967.
1967	18 UST 361 TIAS 6243.	US-Argentina Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Buenos Aires Mar. 31, 1967. Entered into force Apr. 30, 1967.
1967	18 UST 1661 TIAS 6309.	US-El Salvador Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at San Salvador May 24 and June 5, 1967. Entered into force June 5, 1967.
1967	18 UST 1241 TIAS 6273.	US-Norway Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Oslo May 27 and June 1, 1967. Entered into force June 1, 1967.
1967	18 UST 1272 TIAS 6281.	US-New Zealand Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Wellington June 21, 1967. Entered into force June 21, 1967.
1967	TIAS 6348.	US-Venezuela Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Caracas Sept. 18, 1967. Entered into force Oct. 3, 1967.
1967	TIAS 6378.	US-Austria Agreement regarding Alien Amateur Radio Operators. Done at Vienna Nov. 21, 1967. Entered into force Dec. 21, 1967.
1967	TIAS 6380.	US-Chile Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Washington Nov. 30, 1967. Entered into force Dec. 30, 1967.
1967	TIAS 6406.	US-Finland Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Helsinki Dec. 15 and 27, 1967. Entered into force Dec. 27, 1967.
1968		US-Monaco Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Nice and Paris Mar. 29, and Oct. 16, 1968. Entered into force Dec. 1, 1968.
1968	TIAS 6494.	US-Guyana Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Georgetown May 6 and 13, 1968. Entered into force May 13, 1968.
1968	TIAS 6553.	US-Barbados Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Bridgetown Sept. 10 and 12, 1968. Entered into force Sept. 12, 1968.
1968	TIAS 6566.	US-Ireland Agreement regarding Alien Amateur Radio Operators. Effected by exchange of notes at Dublin Oct. 10, 1968. Entered into force Oct. 10, 1968.

* * * * * * *

[F.R. Doc. 69-383; Filed, Jan. 14, 1969; 8:45 a.m.]

[Docket No. 17790; FCC 69-19]

PART 73—RADIO BROADCAST SERVICES

Table of Assignments; Lynchburg, Va.

Report and order. In the matter of amendment of § 73.606(b) of the Commission's rules, Television Table of Assignments (Lynchburg, Va.), Docket No. 17790, RM-1186.

1. On October 4, 1967, pursuant to a petition (RM-1186) filed by Delta Television Corp., permittee of Station WNTU-TV, Channel 33, Norfolk, the Commission issued a notice of proposed rule making in the above-entitled matter (FCC 67-1107) proposing to substitute Channel 54 for Channel 33 as the channel reserved for educational TV broadcasting at Lynchburg, Va., in order to permit relocation of Station WNTU-TV to the Norfolk-Portsmouth-Newport News-Hampton "antenna farm". Interested parties were invited to comment on or before November 13, 1967, and to reply to such comments on or before November 24, 1967.

2. Delta had requested originally that Channel 59 be substituted for Channel 33 at Lynchburg, Va., and that Channel 50 be substituted for Channel 44 at Danville, Va. The site proposed by Delta is 10.5 miles southwest of the Norfolk standard reference point. VHF Stations WTAR-TV, Channel 3, Norfolk; WAVY-TV, Channel 10, Portsmouth; and WVEC-TV, Channel 13, Hampton moved to this site in order to avoid air space problems for 1,000-foot antennas. Delta contends that relocation of WNTU-TV at this site would permit it to use a comparable antenna height and improve its competitive position with respect to coverage and has filed an application for modification of CP proposing an antenna 1,029 feet above ground. The site proposed is 1.3 miles less than the 155-mile required spacing to Channel 33 assigned to Lynchburg, Va.

3. Assignment possibilities at Lynchburg were examined with the Commission's electronic computer and it was found that Channel 54 can be substituted

for Channel 33 without requiring any other changes in the Table of Assignments. Channel 54 has reasonable geographic flexibility for the choice on an antenna site at Lynchburg. Channel 54 was also found to be more efficient in terms of impact on other available but unassigned channels in the area affected by Lynchburg assignments. Therefore, the Commission proposed to assign Channel 54 to Lynchburg in lieu of the assignment proposed by Delta.

4. Comments were filed by the petitioner and by the Advisory Council on Educational Television of the Commonwealth of Virginia (Advisory Council). The petitioner also filed reply comments. The Advisory Council opposes the proposed deletion of Channel 33 at Lynchburg, contending that it is important to educational television in Virginia that the lowest numbered channels that are available to be used, consistent with television allocation principals. An engineering statement submitted by the Advisory Council further contends that there are at least six transmitter sites generally west of the reference point in Lynchburg which meet the required cochannel mileage separation from the proposed WNTU–TV site and can be used by the Advisory Council for Channel 33. The Advisory Council goes on to say that if Channel 33 is deleted from Lynchburg, Channel 59 should be used as the replacement rather than Channel 54. This would make it possible to replace Channel 41 at Charlottesville, Va., with Channel 40, a change that may be desirable to avoid a possible short separation between Channel 41 and Channel 42 currently assigned as an educational reservation to Front Royal, Va. The problem between Channels 42 and 41 arises because the Shenandoah Valley Educational Television Corp. (SVETVC), applicant for Channel 42 at Front Royal, has proposed a transmitter site on Hogback Mountain, some 12 miles south of Front Royal, and 3½ miles short to the Charlottesville reference point. SVETVC acknowledges that there are a number of suitable transmitter sites around Charlottesville where a Channel 41 station could be located and meet the required minimum separation to the Hogback Mountain site.

5. Comments filed by the petitioner support the Commission's proposal and also find the proposals of the Advisory Council acceptable. Petitioner's reply to comments voice no objection to retention of Channel 33 at Lynchburg: *Provided,* That such retention would not prejudice Delta's pending application for modification of its construction permit (BMPCT–6594), and a provision is made that the transmitter site to be used for Channel 33 at Lynchburg meets the mileage separation requirements of the Commission. If Channel 33 is to be deleted at Lynchburg, Delta endorses the assignment of Channel 59 to Lynchburg, Channel 50 to Danville and Channel 40 to Charlottesville because of the Advisory Council's determinations that such assignments are to be preferred. Delta further comments that it has no objection, as a third alternative, the Commission's proposal to assign Channel 54 in place of Channel 33 at Lynchburg.

6. Retention of Channel 33 at Lynchburg for use by some future applicant on the basis that the transmitter site be restricted to an area generally west of the Lynchburg reference point is not compatible with good allocation procedures. Likewise the assignment of Channel 59 at Lynchburg in place of Channel 33 and Channel 50 at Danville in place of Channel 44 in order to resolve a possible future adjacent channel problem between Channel 41 in Charlottesville and Channel 42 at Hogback Mountain is too speculative to justify such action at this time.

7. The assignment of Channel 54 to Lynchburg to replace Channel 33 will resolve the conflict with the proposed relocation of WNTU–TV to the Norfolk "antenna farm"; does not require other changes in the assignment table; and, based on the current assignment pattern is the most efficient assignment for Lynchburg. If at some future date there is an applicant for a noncommercial educational TV station at Lynchburg and Channel 33 is found to be the most efficient assignment and can be used at the site proposed in the application in full compliance with the separation requirements, the Commission may at that time entertain a petition to reassign Channel 33 to Lynchburg.

8. Accordingly, pursuant to the authority contained in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended: *It is ordered,* That, effective February 17, 1969, the Table of Assignments in § 73.606(b) of the Commission's rules is amended, insofar as the city listed below is concerned, to read as follows:

City	*Channel*
Lynchburg, Va	13, 21, *54

NOTE: Offsets for Channel 21 and *54 will be supplied in a subsequent order.

9. *It is further ordered,* That this proceeding is terminated.

(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307)

Adopted: January 8, 1969.

Released: January 10, 1969.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 69–511; Filed, Jan. 14, 1969; 8:50 a.m.]

[1] Commissioner Wadsworth absent.

Title 49—TRANSPORTATION

Chapter III—Federal Highway Administration, Department of Transportation

PART 371—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Motor Vehicle Safety Standard No. 116; Motor Vehicle Hydraulic Brake Fluids; Correction

In F.R. Doc. 69–4, appearing at page 113 of the issue for Saturday, January 4, 1969, the third paragraph should read:

Since 15 CFR Part 6 is, in effect, a Federal Motor Vehicle Safety Standard, the Administrator of the Federal Highway Administration has determined in the interests of clarity and ease of reference that 15 CFR Part 6 should be incorporated into the Federal Motor Vehicle Safety Standards of 49 CFR Part 371. Therefore Part 371 is hereby amended to add Standard No. 116, which is substantively identical to 15 CFR Part 6, and 15 CFR Part 6 is hereby deleted.

Issued: January 10, 1969.

RICHARD S. SALZMAN, *Acting Chief Counsel.*

[F.R. Doc. 69–522; Filed, Jan. 14, 1969; 8:50 a.m.]

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 33—SPORT FISHING

Mingo National Wildlife Refuge, Mo.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

MISSOURI

MINGO NATIONAL WILDLIFE REFUGE

Sport fishing on the Mingo Wildlife Refuge, Mo., is permitted in all waters on the refuge. The waters comprise about 4,300 acres. Maps and information are available at refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Sport fishing shall be in accordance with all applicable State regulations subject to the following conditions:

(1) Open season: March 15, 1969, through September 30, 1969 daylight hours only.

(2) The use of motors on boats is not permitted.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective through September 30, 1969.

JOHN E. TOLL,
Refuge Manager, Mingo National Wildlife Refuge, Puxico, Mo.

JANUARY 6, 1969.

[F.R. Doc. 69-459; Filed, Jan. 14, 1969; 8:46 a.m.]

PART 33—SPORT FISHING

Swan Lake National Wildlife Refuge, Mo.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

MISSOURI

SWAN LAKE NATIONAL WILDLIFE REFUGE

Sport fishing on the Swan Lake National Wildlife Refuge, Sumner, Mo., is permitted on the areas designated by signs as open to fishing. The open areas, comprising 10,500 acres, are delineated on maps available at refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Sport fishing shall be in accordance with all applicable State regulations subject to the following special conditions:

(1) The open season for sport fishing on the refuge extends from March 1 through September 20, 1969, inclusive, during daylight hours only.

(2) Boats, without motors, may be used on Swan Lake, Silver Lake, and that portion of South Lake immediately adjacent to No. 5 levee.

(3) Travel is permitted on all roads except those posted with Road Closed signs.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Part 33, and are effective through September 20, 1969.

ROBERT H. TIMMERMAN,
Refuge Manager, Swan Lake National Wildlife Refuge, Sumner, Mo.

JANUARY 8, 1969.

[F.R. Doc. 69-460; Filed, Jan. 14, 1969; 8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 68-EA-138]

FEDERAL AIRWAY SEGMENT

Proposed Revocation

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would revoke the north alternate segment of VOR Federal airway No. 128 between Cincinnati, Ohio, and York, Ky.

The latest FAA peak-day traffic survey shows only two aircraft movements on the north alternate segment of V-128. In addition, it has been determined that this airway segment is no longer required for air traffic control purposes. Instrument flight rule air traffic between Cincinnati and York is adequately handled by routing it via the main airway and the south alternate segment between these points.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Eastern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on January 7, 1969.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 69-474; Filed, Jan. 14, 1969; 8:47 a.m.]

Notices

DEPARTMENT OF DEFENSE

Office of the Secretary of Defense

[DoD Directive 5120.27, Oct. 22, 1968]

ASSISTANT SECRETARY OF DEFENSE (MANPOWER AND RESERVE AFFAIRS)

Organizational Statement

The Deputy Secretary of Defense approved the following revision to the organizational statement published at 33 F.R. 13038:

I. *General.* Pursuant to the authority vested in the Secretary of Defense and the provisions of title 10, United States Code, section 136(b) as amended, and section 136(f), one of the positions of Assistant Secretary authorized by law is designated the Assistant Secretary of Defense (Manpower and Reserve Affairs) with responsibilities, functions and authorities as prescribed herein.

II. *Responsibilities.* The Assistant Secretary of Defense (Manpower and Reserve Affairs) is the principal staff assistant to the Secretary of Defense in the following functional fields:

A. Manpower and personnel policy and manpower and personnel management.

B. Military and civilian compensation, including retired pay.

C. Reserve component and ROTC affairs.

D. Health resources.

E. Education and individual training.

F. Armed Forces Information Program, including Armed Forces Radio and Television, and Armed Forces newspapers and civilian enterprise publications.

G. Civil rights, equal opportunity, and industrial relations.

H. Religious, morale, and welfare matters.

I. Per diem, travel, and transportation allowances.

J. Federal Voting Assistance.

III. *Functions.* Under the direction, authority, and control of the Secretary of Defense, the Assistant Secretary of Defense (Manpower and Reserve Affairs) shall perform the following functions in his assigned fields of responsibilities:

A. Recommend policies and guidance governing Department of Defense planning and program development.

B. Analyze and recommend action on skills, grades, experience levels, and other qualitative aspects of manpower requirements and personnel implications in the review of annual budget requests and other requests for funds to be reflected in program budget decisions and program change requests.

C. Develop systems and standards for the administration and management of approved plans and programs.

D. Review programs of DoD components for carrying out approved policies.

E. Evaluate the administration and management of approved policies and programs.

F. Recommend appropriate steps (including the transfer, reassignment, abolition, and consolidation of functions) which will provide in the Department of Defense for more effective, efficient, and economical administration and operation, will eliminate unnecessary duplication, or will contribute to improved military preparedness.

G. Promote close cooperation and mutual understanding with counterparts in both public and private sectors.

H. Serve as a focal point within the Office of the Secretary of Defense for all Reserve component matters. This statutory repsonsibility includes coordination for such actions as manpower, logistics, funding, programing, force structure, procurement, personnel, legislation, facilities, training, mobilization readiness, and other related aspects of Reserve Affairs.

I. Such other functions as the Secretary of Defense assigns.

IV. *Relationships.*

A. In the performance of his functions, the Assistant Secretary of Defense (Manpower and Reserve Affairs) shall:

1. Coordinate actions, as appropriate, with DoD components having collateral or related functions in the field of his assigned responsibility and with ASD (SA) who has primary responsibility for quantitative manpower requirements and manpower ceiling control.

2. Maintain active liaison for the exchange of information and advice with DoD components, as appropriate.

3. Make full use of established facilities in the Office of the Secretary of Defense and other DoD components rather than unnecessarily duplicating such facilities.

B. Pursuant to Public Law 90–168 all DoD components shall coordinate all matters, initiated or received, concerning Reserve Affairs with the Assistant Secretary of Defense (Manpower and Reserve Affairs) or his designee, the Deputy Assistant Secretary of Defense for Reserve Affairs.

C. The heads of all DoD components and their staffs shall fully cooperate with the Assistant Secretary of Defense (Manpower and Reserve Affairs) and his staff in a continuous effort to achieve efficient administration of the Department of Defense and to carry out effectively the direction, authority and control of the Secretary of Defense.

V. *Authorities.*

A. The Assistant Secretary of Defense (Manpower and Reserve Affairs), in the course of exercising full staff functions, is hereby delegated authority to:

1. Issue instructions and one-time directive-type memoranda, in writing, appropriate to carrying out policies approved by the Secretary of Defense for his assigned fields of responsibilities in accordance with DoD Directive 5025.1.[1] Instructions to the military departments will be issued through the Secretaries of those departments or their designees. Instructions to unified and specified commands will be issued through the Joint Chiefs of Staff.

2. Obtain such information, advice, and assistance from DoD components as he deems necessary.

3. Communicate directly with heads of DoD components, including the Secretaries of the military departments, the Joint Chiefs of Staff, the Directors of Defense Agencies, and the commanders of the unified and specified commands. Communications of the Assistant Secretary of Defense (Manpower and Reserve Affairs) to the commanders of unified and specified commands shall be coordinated with the Joint Chiefs of Staff.

4. Communicate with other government agencies, representatives of the legislative branch, and members of the public, as appropriate, in carrying out assigned functions.

B. Under the provisions of Public Law 90–168, the Assistant Secretary of Defense (Manpower and Reserve Affairs) shall function as the focal point within the Office of the Secretary of Defense for coordination of all matters concerning Reserve Affairs.

C. Other authorities specifically delegated by the Secretary of Defense to the Assistant Secretary of Defense (Manpower and Reserve Affairs) will be referenced in an enclosure to this Directive.

VI. *Advisory groups.* The following groups, organized and functioning as prescribed in referenced documents, will advise and assist the Assistant Secretary of Defense (Manpower and Reserve Affairs) in his assigned fields of responsibility.

A. Manpower Management Planning Board, DoD Directive 5120.38, dated September 30, 1967.[1]

B. Defense Advisory Committee on Women in the Services, DoD Directive 5120.14, dated July 13, 1962.[1]

C. Reserve Forces Policy Board, DoD Directive 5120.2, dated October 9, 1953.[1]

D. Department of Defense Medical Advisory Council, DoD Directive 5120.28, dated December 11, 1967.[1]

E. Dental Advisory Committee, DoD Directive 5120.29, dated January 31, 1961.[1]

F. Dependents Medical Care Advisory Committee, DoD Directive 5120.31, dated May 3, 1962.[1]

G. Department of Defense Nursing Advisory Committee, Charter dated May 2, 1966.

See footnote at end of document.

H. Management Education and Training Board, DoD Directive 5010.16, dated September 12, 1966.[1]

I. Armed Forces Information Program Advisory Council, DoD Directive 5120.37, dated August 17, 1967.[1]

J. Armed Forces Chaplains Board, DoD Instruction 5120.8, dated August 15, 1955.[1]

VII. *Delegations of Authority.* Pursuant to the authority vested in the Secretary of Defense, the Assistant Secretary of Defense (Manpower and Reserve Affairs) has been delegated, subject to the direction, authority, and control of the Secretary of Defense, authority to:

A. Allot and reallot spaces for top level scientific, professional, and executive personnel within the DoD, as well as establish standards and criteria, and require reports, to assure control over and effective utilization of such spaces, as prescribed in DoD Directive 1442.5, dated October 15, 1959.[1]

B. Issue policies, criteria, and standards governing the establishment and administration of civilian employee training programs as prescribed in DoD Directive 1430.4, dated July 30, 1962.[1]

C. Make determinations with respect to reserve manpower potential for Reserve Forces facilities, as prescribed in DoD Directive 5100.10, dated August 20, 1962.[1] (27 F.R. 8630)

D. Make determinations with respect to the uniform implementation of laws relating to separation from the military departments by reason of physical disability as prescribed in DoD Directive 1332.18, dated September 9, 1968.[1]

E. Administer and evaluate the Variable Reenlistment Bonus and Proficiency Pay programs of the military departments prior to implementation and establishing policies thereto as prescribed in DoD Directive 1304.10, dated August 15, 1968.[1]

F. Make determinations with respect to the establishment, operation, and disestablishment of commissary stores, as prescribed in the annual provisions of Department of Defense Appropriations Acts, pursuant to Secretary of Defense delegation approved July 9, 1963.

G. Promote equal opportunity for members of the Armed Forces as prescribed in DoD Directive 5120.36, dated July 26, 1963.[1]

H. Administer the Absentee Voting Program of the U.S. Government, as prescribed in Public Law 296, 84th Congress, and in DoD Directive 1000.4, dated September 25, 1963.[1] (32 CFR 46)

I. Deny, suspend, or withdraw recognition of any employee organization for failure to comply with the Standards of Conduct for Employee Organizations and Code of Fair Labor Practices, as prescribed in DoD Directive 1426.2, dated September 25, 1963.[1] (32 CFR 269)

J. Designate places for entitlement to special pay under section 305 of title 37, United States Code, for enlisted members on duty outside the contiguous 48 States and the District of Columbia, pursuant to Deputy Secretary of Defense delegation of October 17, 1963.

K. Make determinations with respect to the percentage increase in the annual average of the Consumer Price Index, as prescribed in section 1401a, title 10, United States Code, pursuant to Secretary of Defense delegation of January 16, 1964.

L. Make determinations with respect to the solicitation and selling of life insurance on military installations as prescribed in DoD Directive 1344.1, dated March 3, 1964.[1]

M. Administer the motor vehicle liability insurance program within the Department of Defense, as prescribed in DoD Directive 1344.6, dated April 15, 1964.[1] (32 CFR 278)

N. Administer DoD policy governing the sale of alcoholic beverages, as prescribed in DoD Directive 1330.15, dated May 4, 1964.[1] (29 F.R. 11917)

O. Make policy determinations with respect to regulations promulgated by the Per Diem, Travel, and Transportation Allowance Committee, as prescribed in DoD Directive 5154.13, dated May 1, 1958,[1] and DoD Directive 5154.20, dated June 23, 1964.[1]

P. Implement policies on nondiscrimination in Federally Assisted Programs, as provided in DoD Directive 5500.11, dated December 28, 1964.[1] (33 CFR 300)

Q. Coordinate the Executive Reserve Program for the Department of Defense as prescribed in DoD Directive 1100.6, dated March 30, 1965.[1]

R. Issue policies, criteria, and standards governing the administration of the Department of Defense Incentive Awards Program, as prescribed in DoD Directive 5120.15, dated December 3, 1965.[1]

S. Administer the operations of credit unions serving DoD personnel as prescribed in DoD Directive 1000.9, dated August 27, 1965[1] (32 CFR 230) and DoD Directive 1000.10, dated March 3, 1966.[1]

T. Administer personal commercial affairs, as prescribed in DoD Directive 1344.7, dated May 2, 1966.[1] (32 CFR 43)

U. Issue policies and criteria governing the establishment of civilian career programs as prescribed in DoD Directive 1430.2, dated May 9, 1966.[1]

V. Receive and take action on requests from the Office of Economic Opportunity and to represent the Secretary of Defense on the Economic Opportunity Council, as prescribed in Secretary of Defense memo, dated June 7, 1966.

W. Provide for the establishment and operation of an overseas dependent education system as prescribed in DoD Directive 1342.6, dated July 16, 1968.[1]

X. Establish policies and procedures pertaining to the Defense Management Education and Training Program as prescribed in DoD Directive 5010.16, dated September 12, 1966.[1]

Y. Approve interservice transfers of regular officers as prescribed in DoD Directive 1300.4, dated September 1, 1964.[1]

Z. Exercise policy direction over the scope and character of contract compliance operation and to direct or recommend the imposition of sanctions against DoD contractors or subcontractors relating to equal employment clauses in Government contracts, as prescribed in DoD Directive 1100.11, dated August 9, 1968.[1]

AA. Prescribe quotas for chargeable accession into the Armed Forces and to administer programs on qualitative distribution of manpower accessions, as prescribed in DoD Directive 1145.1, dated September 13, 1967.[1]

BB. Provide policy guidance within the Department of Defense for equal employment opportunity in Government employment as prescribed in DoD Directive 1400.17, dated September 14, 1967.[1]

CC. Administer the Department of Defense support of the President's Youth Opportunity Programs as prescribed in DoD Directive 5030.37, dated February 29, 1968.[1] (32 F.R. 241)

DD. Administer the Transition Program, as prescribed in DoD Directive 1332.22, dated March 16, 1968.[1] (33 F.R. 5893)

EE. Make available to designated schools and organizations certain surplus property of the Department of Defense in order to foster and encourage the educational purposes of such activities, as prescribed in DoD Directive 5100.13, dated April 12, 1968.[1] (33 F.R. 6485)

FF. Approve salaries, wages, fringe benefits, and such pay policies as appropriate for DoD employees as prescribed in DoD Directive 5120.39, dated June 5, 1968.[1] (29 F.R. 5700)

GG. Conduct periodic reviews with the Services to determine changes required in commutation rates for ROTC cadet uniforms, and publish such changes, as prescribed in DoD Directive 1215.10, dated October 16, 1968.[1]

MAURICE W. ROCHE,
Director, Correspondence and Directives Division OASD (Administration).

JANUARY 8, 1969.

[F.R. Doc. 69-449; Filed, Jan. 14, 1969; 8:45 a.m.]

[1] Copies available from U.S. Naval Publications and Forms Center, 5801 Tabor Avenue, Philadelphia, Pa. 19120, Attention: Code 300.

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

Notice of Proposed Withdrawal and Reservation of Lands Amended

JANUARY 7, 1969.

Notice of an application, Serial No. Fairbanks 9631, for withdrawal and reservation of lands was published as F.R. Doc. No. 68-15311 on page 19201 of the issue for December 24, 1968. The description of the land shown in the notice is hereby amended to read as follows:

KOYUK TOWNSITE, ALASKA (NORTON SOUND AREA)

U.S. Survey No. 4390, Alaska, Tract "C", Lots 8 and 9, block 1; Lots 1, 2, 10, and 11, block 11.

Containing 1.62 acres.

BURTON W. SILCOCK,
State Director.

[F.R. Doc. 69-515; Filed, Jan. 14, 1969; 8:50 a.m.]

[New Mexico 4830]

NEW MEXICO

Notice of Classification

JANUARY 6, 1969.

Pursuant to section 2 of the Act of September 19, 1964 (43 U.S.C. 1412), the lands described below are hereby classified for disposal through exchange under section 8 of the Act of June 28, 1934 (48 Stat. 1272; 43 U.S.C. 315g) as amended, for lands within Hidalgo County, N. Mex.

One protest has been received following the publication of notice of proposed classification (33 F.R. 15454). This protest is purportedly based on the loss of tax base lands in the county if the privately owned lands are transferred into Government ownership. No comments were received on the public lands going into private ownership.

The lands affected by this classification are located in Lincoln and Guadalupe Counties, N. Mex., and are described as follows:

NEW MEXICO PRINCIPAL MERIDIAN

T. 1 N., R. 16 E.,
Sec. 3, lots 1, 2, 3, S½NE¼, SE¼NW¼, E½SW¼, and SE¼;
Secs. 10, 11, and 12;
Sec. 13, NW¼SW¼;
Sec. 14, W½E½ and W½;
Sec. 15.
T. 2 N., R. 16 E.,
Sec. 3, lots 1, 2, 3, 4, and S½N½;
Sec. 4, lots 1 and 2;
Sec. 9, W½SE¼;
Secs. 13, 14, and 15;
Sec. 21, E½, E½W½, SW¼NW¼, and W½SW¼;
Sec. 22, W½;
Sec. 24;
Sec. 25, W½;
Sec. 26;
Sec. 28, E½NE¼, SW¼NE¼, and SE¼;
Sec. 33, E½ and E½W½;
Sec. 34, E½ and W½W½.
T. 1 N., R. 17 E.,
Sec. 3;
Sec. 4, lots 1, 2, 3, 4, S½NE¼, W½SW¼, and E½SE¼;
Sec. 5, lots 1, 2, 3, 4, N½S½, and S½SE¼;
Sec. 7, lots 1, 2, 3, 4, and E½W½;
Sec. 8, NW¼NE¼, S½NE¼, NW¼, and NE¼SE¼;
Sec. 10, S½NW¼ and N½SW¼;
Secs. 17 and 18.
T. 2 N., R. 17 E.,
Sec. 14, NE½SE¼;
Secs. 17, 18, 19, and 20;
Sec. 21, N½NE¼, SW¼NE¼, W½, and SE¼;
Sec. 22;
Sec. 23, W½;
Sec. 25;
Sec. 26, W½;
Sec. 28, NE¼NE¼;
Sec. 33, NE¼, W½, and N½SE¼.
T. 11 S., R. 20 E.,
Sec. 3, lots 5, 6, and 7;
Sec. 4, lots 5 to 15, inclusive;
Sec. 5, lots 1, 2, 3, and 4;
Sec. 8;
Sec. 9, lots 1 to 8, inclusive;
Sec. 10, lot 4.

The areas described aggregate 20,764.99 acres.

For a period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 721, Washington, D.C. 20240 (43 CFR 2411.12(d)).

MICHAEL T. SOLAN,
Acting State Director.

[F.R. Doc. 69-463; Filed, Jan. 14, 1969; 8:46 a.m.]

AREA MANAGER, SOUTH DAKOTA RESOURCE AREA HEADQUARTERS

Redelegation of Authority Regarding Forest Management

In accordance with Bureau Order No. 701 dated July 23, 1964, as amended, the Area Manager of South Dakota Resource Area Heaquarters, of the Miles City District, Mont., is authorized to perform in the respective area of responsibility, in accordance with existing policies and regulations of this department and under the direct supervision of the District Manager, the functions listed below, subject to the limitation set forth in Bureau Order No. 701, as amended, together with any limitations specified below:

AUTHORITY IN SPECIFIED MATTERS

SEC. 318 Forest Management. The Area Manager may take all actions on:

(a) Dispose of or permit the use of forest products when authorized by law on lands under the jurisdiction of the Bureau of Land Management under applicable portions of 43 CFR. This authority does not include sale of forest products exceeding 1 million board feet or $5,000.

This order will become effective upon publication in the FEDERAL REGISTER.

L. M. LAITALA,
District Manager.

Approved:

EUGENE H. NEWELL,
Acting State Director.

[F.R. Doc. 69-462; Filed, Jan. 14, 1969; 8:46 a.m.]

Fish and Wildlife Service

[Docket No. A-485]

HOWARD AND AGNES ULRICH

Notice of Loan Application

JANUARY 9, 1969.

Howard Ulrich and Agnes Ulrich, Box 1198, Sitka, Alaska 99835, have applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used 50.8-foot registered length wood vessel to engage in the fishery for salmon, tuna, halibut, and sablefish.

Notice is hereby given pursuant to the provisions of Public Law 89-85 and Fisheries Loan Fund Procedure (50 CFR Part 250, as revised) that the above entitled application is being considered by the Bureau of Commercial Fisheries, Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the Director, Bureau of Commercial Fisheries, within 30 days from the date of publication of this notice. If such evidence is received it will be evaluated along with such other evidence as may be available before making a determination that the contemplated operations of the vessel will or will not cause such economic hardship or injury.

WILLIAM M. TERRY,
Acting Director,
Bureau of Commercial Fisheries.

[F.R. Doc. 69-461; Filed, Jan. 14, 1969; 8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Packers and Stockyards Administration

POLK COUNTY AUCTION CO. ET AL.

Posted Stockyards

Pursuant to the authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), on the respective dates specified below, it was ascertained that the livestock markets named below were stockyards within the definition of that term contained in section 302 of the Act, as amended (7 U.S.C. 202), and notice was given to the owners and to the public by posting notices at the stockyards as required by said section 302.

Name, location of stockyard, and date of posting

ARKANSAS

Polk County Auction Co., Mena, Dec. 3, 1968.

GEORGIA

Thomas County Stockyards, Inc., Thomasville, Dec. 11, 1968.

KANSAS

Mound City Sale Company, Mound City, Dec. 26, 1968.

MARYLAND

Dukes Brothers Stockyard, Eden, Dec. 12, 1968.

TEXAS

Cattlemen's Commission Company, Lubbock, Nov. 27, 1968.

Done at Washington, D.C. this 7th day of January 1969.

G. H. HOPPER,
Chief, Registrations, Bonds, and Reports Branch, Livestock Marketing Division.

[F.R. Doc. 69-481; Filed, Jan. 14, 1969; 8:47 a.m.]

DEPARTMENT OF COMMERCE

Bureau of International Commerce

[File No. 23(67)-11]

PETROSERVICE INTERNATIONAL G.m.b.H.

Order Temporarily Denying Export Privileges

In the matter of Petroservice International G.m.b.H. [PSI (Petroservice International) Gesellschaft fuer oel-und

Gastechnik mit beschraenkter Haftung], Adolfsalle 27, 6200 Wiesbaden, Federal Republic of Germany, respondent.

The Director, Investigations Division, Office of Export Control, Bureau of International Commerce, U.S. Department of Commerce, pursuant to the provisions of § 382.11 of the Export Regulations (Title 15, Chapter III, Subchapter B, Code of Federal Regulations), has applied to the Compliance Commissioner for an order temporarily denying all export privileges to the above-named respondent. The Compliance Commissioner has reviewed the application and the evidence presented in support thereof and has submitted his report, together with his recommendation that the application be granted and that a temporary denial order be issued for a period of 60 days.

The record shows that on February 19, 1968, an order temporarily denying export privileges was issued in which PSI, the above-named respondent, and Joseph S. Versch were named as respondents, 33 F.R. 3395. This order was extended on April 1, 1968, 33 F.R. 5425. By order dated April 23, 1968, 33 F.R. 6487, the status of the above-named PSI was changed from that of respondent to that of related party to said Versch, but all of the restrictions of the denial order have continued in effect against it to the present time. For cause shown the status of the above-named PSI as a related party to said Versch is hereby terminated and the order hereinafter set forth is issued against said PSI, respondent.

The respondent is under investigation for violations of the U.S. export control law and regulations. On the evidence presented there is reasonable basis to believe that the respondent while subject to the prohibitions and restrictions of the temporary denial orders above mentioned violated the said denial orders by participating in U.S. export transactions through a British firm. More particularly there is reasonable basis to believe that respondent, after it became subject to said denial orders and without authorization from the Office of Export Control, negotiated with said British firm and procured the assistance of said firm to act as intermediary to order, buy, receive, and finance, on behalf of said respondent, commodities exported or to be exported from the United States with knowledge that such conduct was prohibited by said denial orders. Such commodities were exported from the United States to the intermediary, and there is reasonable basis to believe that respondent had an interest in said transaction and benefited therefrom.

The Investigations Division has reported that it is conducting several other investigations into transactions of U.S.-origin commodities in which respondent participated and which may disclose that respondent participated in other alleged violations of the outstanding denial orders.

I find that it is reasonably necessary for the protection of the public interest that an order temporarily denying export privileges to the respondent be issued.

The evidence presented shows that Michael Schmidt-Sandler is the Commercial Manager of the respondent and as such has responsibility for its commercial operations. This order shall also be applicable to him as an employee of respondent.

Based on the foregoing: *It is hereby ordered* I. The prohibitions and restrictions of the denial order of April 23, 1967, 33 F.R. 6487, against Joseph S. Versch, in which respondent is named as a related party, are continued in full force and effect. All outstanding validated export licenses in which respondent or Michael Schmidt-Sandler appear or participate in any manner or capacity which have not heretofore been revoked are hereby revoked and shall be returned forthwith to the Bureau of International Commerce for cancellation.

II. The respondent, its assigns, partners, representatives, agents, and employees hereby are denied all privileges of participating, directly or indirectly, in any manner or capacity, in any transaction involving commodities or technical data exported from the United States in whole or in part, or to be exported, or which are otherwise subject to the Export Regulations. Without limitation of the generality of the foregoing, participation prohibited in any such transaction, either in the United States or abroad, shall include participation, directly or indirectly, in any manner or capacity; (a) as a party or as a representative of a party to any validated export license application; (b) in the preparation or filing of any export license application or reexportation authorization, or any document to be submitted therewith; (c) in the obtaining or using of any validated or general export license or other export control document; (d) in the carrying on of negotiations with respect to or in the receiving, ordering, buying, selling, delivering, storing, using, or disposing of any commodities or technical data in whole or in part, exported or to be exported from the United States; and (e) in the financing, forwarding, transporting, or other servicing of such commodities or technical data.

III. Such denial of export privileges shall extend not only to the respondent, but also to its agents and employees, including Michael Schmidt-Sandler, Commercial Manager of respondent, and to any person, firm, corporation, or business organization with which it now or hereafter may be related by affiliation, ownership, control, position of responsibility, or other connection in the conduct of trade or services connected therewith.

IV. This order shall take effect forthwith and shall remain in effect for a period of 60 days unless it is hereafter extended, amended, modified, or vacated in accordance with the provisions of the U.S. Export Regulations.

V. No person, firm, corporation, partnership or other business organization, whether in the United States or elsewhere, without prior disclosure to and specific authorization from the Bureau of International Commerce, shall do any of the following acts, directly or indirectly, or carry on negotiations with respect thereto, in any manner or capacity, on behalf of or in any association with the respondent, or whereby the respondent may obtain any benefit therefrom or have any interest or participation therein, directly or indirectly: (a) Apply for, obtain, transfer, or use any license, Shipper's Export Declaration, bill of lading, or other export control document relating to any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States, by, to, or for the respondent; or (b) order, buy, receive, use, sell, deliver, store, dispose of, forward, transport, finance, or otherwise service or participate in any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States.

VI. A copy of this order shall be served upon the respondent and the other party named herein or upon the attorney for said parties.

VII. In accordance with the provisions of § 382.11(c) of the Export Regulations, the respondent or the other party named herein may move at any time to vacate or modify this temporary denial order by filing an appropriate motion therefor, supported by evidence, with the Compliance Commissioner and may request an oral hearing thereon which, if requested, shall be held before the Compliance Commissioner in Washington, D.C., at the earliest convenient date.

Dated: January 10, 1969.

This order shall become effective forthwith.

RAUER H. MEYER,
Director, Office of Export Control.

[F.R. Doc. 69-485; Filed, Jan. 14, 1969; 8:48 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

AIR REDUCTION CO., INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition (FAP 9B2380) has been filed by Air Reduction Co., Inc., 150 East 42d Street, New York, N.Y. 10017, proposing the issuance of a food additive regulation (21 CFR Part 121) to permit additional food-contact applications for vinyl chloride-propylene copolymers complying with § 121.2521. The petition further proposes that Subpart F of Part 121 be amended to permit substances regulated therein for use as adjuvants in polyvinyl chloride food-contact articles to be

similarly used with vinyl chloride-propylene copolymers complying with § 121.2521.

Dated: January 6, 1969.

R. E. DUGGAN,
Acting Associate Commissioner for Compliance.

[F.R. Doc. 69-496; Filed, Jan. 14, 1969; 8:48 a.m.]

ALLIED CHEMICAL CORP.

Notice of Filing of Petitions Regarding Pesticide Chemicals and Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), notice is given that a petition (PP 9F0784) has been filed by Allied Chemical Corp., 40 Rector Street, New York, N.Y. 10006, proposing the establishment of tolerances (21 CFR Part 120) for residues of the insecticide TDE (1,1-dichloro-2,2-bis(*p*-chlorophenyl) ethane) in or on the raw agricultural commodities cottonseed, peanuts, and soybeans at 0.05 part per million.

Notice is also given that the same firm has filed a related food additive petition (FAP 9H2361) proposing the establishment of a food additive tolerance (21 CFR Part 121) for residues of the insecticide in crude cottonseed oil, crude peanut oil, and crude soybean oil at 0.25 part per million resulting from application of the insecticide to the growing raw agricultural commodities cottonseed, peanuts, and soybeans.

The analytical method proposed in the petition for determining residues of the insecticide is a gas chromatographic procedure with either a microcoulometric or an electron-capture detection system.

Dated: January 7, 1969.

R. E. DUGGAN,
Acting Associate Commissioner for Compliance.

[F.R. Doc. 69-497; Filed, Jan. 14, 1969; 8:48 a.m.]

AMERICAN CYANAMID CO.

Notice of Filing of Petition for Food Additives Diethylcarbamazine, Styrylpyridinium Chloride

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition has been filed by American Cyanamid Co., Post Office Box 400, Princeton, N.J. 08540, proposing that the food additive regulations (21 CFR Part 121) be amended to provide for the safe use in complete dog food of:

1. Styrylpyridinium chloride as an aid in the control of hookworms in dogs.

2. A combination of styrylpyridinium chloride and diethylcarbamazine as an aid in the control of hookworms, elimination and prevention of large roundworms, and for prevention of heart worms in dogs.

Dated: January 6, 1969.

R. E. DUGGAN,
Acting Associate Commissioner for Compliance.

[F.R. Doc. 69-498; Filed, Jan. 14, 1969; 8:48 a.m.]

EMERY INDUSTRIES, INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 9B2374) has been filed by Emery Industries, Inc., 4300 Carew Tower, Cincinnati, Ohio 45202, proposing that § 121.2531 *Surface lubricants used in the manufacture of metallic articles* (21 CFR 121.2531) be amended to provide for the safe use of monomethyl esters of dimers and trimers of C_{18} unsaturated fatty acids at levels up to 10 weight percent in surface lubricants used in the manufacture of metallic food-contact articles under conditions such that the total residual lubricant does not exceed 0.015 milligram per square inch of food-contact surface.

Dated: January 6, 1969.

R. E. DUGGAN,
Acting Associate Commissioner for Compliance.

[F.R. Doc. 69-499; Filed, Jan. 14, 1969; 8:48 a.m.]

INDUSTRIAL BIO-TEST LABORATORIES, INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 9B2375) has been filed by Industrial Bio-Test Laboratories, Inc., 1810 Frontage Road, Northbrook, Ill. 60062, proposing that § 121.2526 *Components of paper and paperboard in contact with aqueous and fatty foods* (21 CFR 121.2526) be amended to provide for the safe use of acrylamide-methacrylic acid-maleic anhydride copolymers and acrylamide-dimethylaminoethyl methacrylate copolymers as retention aids in the manufacture of paper and paperboard for food-contact use.

Dated: January 7, 1969.

R. E. DUGGAN,
Acting Associate Commissioner for Compliance.

[F.R. Doc. 69-500; Filed, Jan. 14, 1969; 8:49 a.m.]

METACHEM, INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 9B2376) has been filed by Metachem, Inc., 425 Park Avenue, New York, N.Y. 10022, on behalf of Farbenfabriken Bayer, A.G., Leverkusen, Federal Republic of Germany, proposing that § 121.2527 *Antistatic and/or antifogging agents in food-packaging materials* (21 CFR 121.2527) be amended to provide for the safe use of *n*-alkylsulfonate, where the alkyl group is in the range C_{16}–C_{18}, in polyvinyl chloride food-contact articles.

Dated: January 7, 1969.

R. E. DUGGAN,
Acting Associate Commissioner for Compliance.

[F.R. Doc. 69-501; Filed, Jan. 14, 1969; 8:49 a.m.]

UNION CARBIDE CORP.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 9B2379) has been filed by Union Carbide Corp., River Road, Bound Brook, N.J. 08805, proposing that § 121.2597 *Polymer modifiers in semirigid and rigid polyvinyl chloride plastics* (21 CFR 121.2597) be amended to provide for the safe use of the polymer modifiers listed therein as components of vinyl chloride-ethylene copolymers proposed for food-contact use under a pending petition (FAP 8B2275) notice of which was published in the FEDERAL REGISTER of March 29, 1968 (33 F.R. 5174).

Dated: January 6, 1969.

R. E. DUGGAN,
Acting Associate Commissioner for Compliance.

[F.R. Doc. 69-502; Filed, Jan. 14, 1969; 8:49 a.m.]

Office of the Secretary

HEALTH SERVICES AND MENTAL HEALTH ADMINISTRATION

Statement of Organization, Functions, and Delegations of Authority

Part 5 (Health Services and Mental Health Administration) of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health, Education, and Welfare (33 F.R. 15953, Oct. 30, 1968), is hereby amended with regard to section 5-C, Delegations of Authority, as follows:

After the paragraph entitled *Delegations of authorities,* add a new paragraph reading:

Specific delegations. Except as provided in part 2 of this Manual, the Administrator shall exercise the following:

(1) The functions under section 501 of the Public Health Service Act, 42 U.S.C. 219, relating to the acceptance of gifts other than real property, as delegated by the Assistant Secretary for Health and Scientific Affairs in his memorandum dated November 6, 1968.

Dated: January 9, 1969.

DONALD F. SIMPSON,
Assistant Secretary for Administration.

[F.R. Doc. 69-505; Filed, Jan. 14, 1969; 8:49 a.m.]

CIVIL AERONAUTICS BOARD

[Dockets Nos. 20465, 20467; Order 69-1-47]

ALASKA AIRLINES, INC.

Order Setting Applications for Immediate Hearing Regarding Amendment of Certificate of Public Convenience and Necessity

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 10th day of January, 1969.

Alaska Airlines, Inc. (Alaska), has filed applications to delete from its certificates for the above-referenced routes the condition which limits (through incorporation by reference of various rate orders) the amount of total subsidy which the carrier can be paid.[1]

We have decided to set Alaska's applications for an immediate hearing to determine the single issue whether the public convenience and necessity requires the alteration, amendment, modification, or suspension of the subsidy limiting condition in its certificates of public convenience and necessity for Routes 124, 124-F, and 138. This investigation will be limited to the single issue as described, and will not be a proceeding to determine the subsidy rate which should be paid to Alaska.[2] We expect that the instant proceeding will be conducted with all reasonable dispatch by the examiner.

Accordingly, It is ordered, That:

1. Alaska Airlines' applications in Dockets 20465 and 20467, be and they hereby are set for hearing before an examiner of the Board at a time and place to be hereafter designated; and

2. The single issue to be determined in this proceeding shall be whether the public convenience and necessity requires the alteration, amendment, modification, or suspension of Condition 6 of Alaska's certificates for Routes 124 and 138, and Condition 7 of Alaska's certificate for Route 124-F.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] MABEL MCCART,
Acting Secretary.

[F.R. Doc. 69-506; Filed, Jan. 14, 1969; 8:49 a.m.]

[1] Condition 6 of the certificates for routes 124 and 138, and condition 7 of the certificate for Route 124-F state that "the total subsidy to be paid to the holder for the transportation of mail over Routes 124, 124-F, and 138, and under any exemption authority held by the holder shall not exceed the maximum amounts payable under Orders E-20835, May 19, 1964, E-23290, Feb. 25, 1966, and E-25130, May 11, 1967."

[2] In a separate docket (20508) Alaska has submitted a petition to establish a final mail rate.

[Docket No. 20492]

EXECAIRE AVIATION LTD.

Notice of Postponement of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled proceeding is postponed to be held on January 21, 1969, at 10 a.m. e.s.t., in Room 805, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before the undersigned examiner.

Dated at Washington, D.C., January 9, 1969.

[SEAL] JOSEPH L. FITZMAURICE,
Hearing Examiner.

[F.R. Doc. 69-507; Filed, Jan. 14, 1969; 8:49 a.m.]

[Docket No. 18650; Order 69-1-32]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Regarding Commodity Description and Codification System

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 9th day of January 1969.

By Order 68-12-1, dated December 2, 1968, the Board stated its intention to approve, subject to certain conditions, two IATA agreements establishing a commodity description and numbering system to be known as the Worldwide Air Cargo Commodity Classification (WACCC). The order provided a 15-day period for interested persons to submit comments.

Responses were received from commercial shippers,[1] and air freight forwarders[2] protesting the introduction of the WACCC, and seeking Board disapproval or further deferment. In summary, the respondents consider the WACCC to be unnecessarily cumbersome and time-consuming in its application, that a substantial increase in the time required to rate shipments will result, that many specific articles now accorded specific commodity rates within the context of broad generic descriptions have been omitted and rate increases will therefore result, that insufficient opportunity has been given the shipping public to study the WACCC prior to its implementation, and that the ultimate purpose of the carriers is to implement selective rate increases through the medium of the WACCC system. No shipper protested the conditions which the Board earlier proposed to place on its approval, and several shipper respondents stated that they endorsed these conditions.

Pan American World Airways, Inc. (Pan American) filed a response, stating that the purpose of the agreements is to establish a new and standard system for classifying and describing commodities, which will eliminate differences among shippers and carriers as to the proper transportation rate to be applied to a given commodity. Pan American also protests the Board's proposed condition with respect to the filing of a numerical index, stating that it would serve no useful or meaningful purpose and would defeat the function of the alphabetical index.

The WACCC represents a wholesale revision of existing commodity classifications which have evolved over many years and on which users of airfreight have developed their shipping procedures and practices. While a revision of existing commodity classifications is not undesirable per se, as we noted in Order 68-12-1, and may indeed reflect an improvement in the current system, the reactions of shippers which are affected by the revision must be considered in determining whether these agreements are consistent with the public interest. However, it is apparent that an important segment of airfreight shippers believes that introduction of WACCC at this time will be disruptive and costly. Moreover, the carriers have presented little or no support for their WACCC agreement, or showing that the new system is in the public interest. Neither have the carriers attempted to show that the kinds of problems raised by the shippers are either unfounded or outweighed by other considerations. As pointed out in Order 68-12-1, the Board believes that substantial improvement can and should be made in the WACCC as it presently exists. In these circumstances the Board has decided to defer final action on this agreement pending further refinement of it by the carriers at their forthcoming cargo rate conference in Athens, Greece, in April 1969.

Accordingly, pursuant to the Federal Aviation Act of 1958, as amended, and particularly sections 102, 204(a), 412, and 414 thereof,

It is ordered, That:

Final action on Agreements CAB Nos. 20380 and 20557 is deferred.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] MABEL MCCART,
Acting Secretary.

[F.R. Doc. 69-508; Filed, Jan. 14, 1969; 8:49 a.m.]

[1] Panalpina Airfreight System, Emery Air Control Data Corp., J. C. Penney Co., Inc., AMF International, Squibb International, Western Electric, and Pfizer International, Inc.

[2] Panalpina Airfreight System, Emergy Air Freight Corp., Deutsches Luftfrachtkontor G.m.b.H & Co.

[Docket No. 20501; Order 69-1-46]

OZARK AIR LINES, INC.

Order Providing for Further Proceedings in Accordance With Subpart M Expedited Procedures

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 10th day of January 1969.

On November 26, 1968, Ozark Air Lines, Inc. (Ozark), filed an application pursuant to Subpart M of Part 302 of the Board's procedural regulations for amendment of its certificate of public convenience and necessity for Route 107 to permit nonstop service, without subsidy eligibility, between St. Louis and Kansas City, between St. Louis and Nashville, and between St. Louis and Louisville.[1] Ozark is authorized to serve St. Louis on segments 1, 3, 4, 5, 14, and 16, Kansas City on segments 5, 6, and 15, Louisville on segments 4 and 18, and Nashville on segment 4.

Eastern Air Lines, Inc., and Trans World Airlines, Inc., have filed statements requesting that the Board dismiss Ozark's application.

Upon consideration of the foregoing, we do not find that Ozark's application is not in compliance with, or is inappropriate for processing under the provisions of Subpart M. Accordingly, we order further proceedings pursuant to the provisions of Subpart M, §§ 302.1306–302.1310, with respect to Ozark's application.

Accordingly, it is ordered:

1. That the application of Ozark Air Lines, Inc., in Docket 20501, be and it is hereby set for further proceedings pursuant to Rules 1306–1310 of the Board's procedural regulations; and

2. That this order shall be served upon all parties served by Ozark in its application.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] MABEL MCCART,
Acting Secretary.

[F.R. Doc. 69-509; Filed, Jan. 14, 1969; 8:49 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 18278, 18279; FCC 69R-9]

HEART OF GEORGIA BROADCASTING CO., INC., AND MIDDLE GEORGIA BROADCASTING CO.

Memorandum Opinion and Order Enlarging Issues

In re Applications of Heart of Georgia Broadcasting Co., Inc., Gordon, Ga., Docket No. 18278, File No. BPH-5906; Middle Georgia Broadcasting Co., Macon, Ga., Docket No. 18279, File No. BPH-6123; for construction permits.

1. This proceeding involves the mutually exclusive application of Heart of Georgia Broadcasting Co., Inc. (Heart of Georgia), and Middle Georgia Broadcasting Co. (Middle Georgia), each seeking an authorization to construct a new FM broadcast station. By order, FCC 68-793, released August 6, 1968, the applications were designated for hearing under various issues, including, inter alia, a limited financial issue as to Heart of Georgia. Presently before the Board[1] is a petition to enlarge issues, filed November 14, 1968, by Middle Georgia, requesting an expansion of the inquiry into Heart of Georgia's financial qualifications.

2. In support of its request, petitioner points out that Heart of Georgia, in its application, indicated that it would need $34,895 to construct its proposed station and operate for 1 year, and that it was relying on an equipment credit of $25,000, cash in an amount of $1,142, and $3,500 in stock subscriptions to meet this requirement. Since no letter from the equipment supplier was included with the application, a limited financial qualifications issue was specified. However, petitioner alleges, Heart of Georgia's financial status has changed drastically since the time of designation. Petitioner alleges that on September 30, 1968, Heart of Georgia filed a petition to the U.S. District Court for the Middle District of Georgia requesting an arrangement under the Bankruptcy Act. In support of this allegation, Middle Georgia attached a certified copy of that petition.[2] Prior to this proceeding, Middle Georgia points out, Heart of Georgia's only business activity was its standard broadcast station, WCIK. Middle Georgia alleges that the facts revealed in the bankruptcy documents clearly undermine the basis of Heart of Georgia's financial showing in its application. The Broadcast Bureau supports the addition of the requested issue. No opposition was filed by Heart of Georgia.

3. The Review Board agrees with the petitioner and the Boardcast Bureau that the changed circumstances raise substantial questions as to various aspects of Heart of Georgia's financial proposal. Since the applicant's estimates of construction and operation costs are based, at least in part, on receiving a credit from an equipment supplier, and since the equipment supplier is already a creditor of Heart of Georgia,[3] costs of construction and first year's operation must be placed in issue. A further doubt as to the estimated costs of operation is raised by the fact that Heart of Georgia proposes to utilize personnel from its standard broadcast station to operate the proposed FM station. In addition, it is clear that the recent bankruptcy proceeding is sufficient basis for an evidentiary inquiry into the amount of funds that Heart of Georgia has available. Finally, as noted by the Broadcast Bureau, Heart of Georgia's proposed FM station would be operated in conjunction with and as an adjunct of its existing standard broadcast station,[4] and therefore the ability of that station to continue to operate will also be made the subject of a hearing issue.

4. *Accordingly, it is ordered,* That the petition to enlarge issues, filed on November 14, 1968, by Middle Georgia Broadcasting Co. is granted; and that Issue 1, as specified in the designation order, is amended to read as follows:

1. To determine, as to Heart of Georgia Broadcasting Co., Inc.:

(a) The basis of its estimated construction and first year's operating costs;

(b) The amount of funds it has available to meet construction and first year's operating costs;

(c) Whether it has the ability to continue to operate standard broadcast station WCIK, Gordon, Ga.;

(d) Whether, in light of the evidence adduced pursuant to (a), (b), and (c), above, it is financially qualified.

Adopted: January 8, 1969.

Released: January 10, 1969.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 69-512; Filed, Jan. 14, 1969; 8:50 a.m.]

[Dockets Nos. 18295-18300; FCC 69R-11]

ORANGE COUNTY BROADCASTING CO. ET AL.

Memorandum Opinion and Order Enlarging Issues

In re applications of Orange County Broadcasting, Inc., Monte E. Livingstone, Edward D. Tisch, Frank L. Bret, Thomas Walker, and Richard S. Stevens, doing business as Orange County Broadcasting Co., Anaheim, Calif., et al., Dockets Nos. 18295, 18296, 18297, 18298, 18299, 18300, File No. BPCT-4018, for construction permit for new television broadcast station.

1. This proceeding involves six applications, each seeking a construction permit for a new television broadcast station at Anaheim, Calif. By order, FCC 68-856, 14 FCC 2d 389, released August 30, 1968, the Commission designated the applications for hearing.

[1] This application was stayed pending further order of the Board. Order 68-12-43, Dec. 6, 1968.

[1] Also before the Board is the Broadcast Bureau's comments, filed Dec. 5, 1968.

[2] Attached to the petition is a certified copy of a "Summary of Debts of Assets" filed by Heart of Georgia in the bankruptcy proceedings. This summary, Middle Georgia notes, indicates that Heart of Georgia has debts outstanding in the amount of $70,951.59 and assets of only $24,372.04.

[3] Petitioner points out that the Summary of Debts and Assets reflects that Heart of Georgia is already indebted to the equipment supplier in an amount of approximately $21,000.

[4] The Bureau notes that on Dec. 4, 1968, the Commission granted an application (BAL-6523) for involuntary assignment of the license of WCIK to a Debtor in Possession.

Now before the Review Board is a petition to enlarge issues, filed September 30, 1968, by Golden Orange Broadcasting Co., Inc. (Golden Orange), requesting the addition of the following issues: (1) To determine whether Harry Goldberger is financially qualified to meet his commitment to Orange County Communications (Orange County); (2) to determine whether Orange County is financially qualified; (3) to determine whether Orange County has complied with section 1.65 of the Commission's rules; (4) to determine whether Harry Goldberger has displayed a lack of candor with respect to his financial status, and (5) To determine whether Orange County possesses the requisite character qualifications to be a Commission licensee.[1]

2. In its application, Orange County estimates total construction and first year operating costs of $1,631,400. The applicant proposes to finance these expenses with a credit from the General Electric Co. of $417,385 and a loan of $1,300,000 from Harry Goldberger, a 79.5 percent stockholder, Petitioner points out that Orange County submitted a list of real property in which Goldberger allegedly has an equity interest of $2,875,000; and that, to show the liquidity of the property, Orange County submitted a letter from a real estate broker stating that he has a client willing to buy the properties for $1,500,000. Golden Orange alleges that the schedule of real property holdings fails to reflect the existence of numerous encumbrances against the property. Petitioner relates the amounts of various mortgages against the property, and states that the existence of these encumbrances was discovered through its investigations of the records in the Office of the Assessor of Orange County. Taking these encumbrances into account, Golden Orange estimates Mr. Goldberger's equity interest to be substantially less than the value represented in Orange County's application. Petitioner also alleges that the letter from the real estate broker does not give assurance of the liquidity of the property since there is no indication that the client is aware of the existence or extent of the encumbrances against the properties. Additionally, Golden Orange requests the addition of issues concerning lack of candor by Harry Goldberger, Orange County's compliance with § 1.65 of the Commission's rules and character qualifications. The basis for these requests is Orange County's failure to reflect the existing encumbrances in Goldberger's balance sheet, which was submitted to the Commission.

3. In opposition, Orange County contends that the petitioner has underestimated the value of Goldberger's property. In support, Orange County submits an affidavit from a real estate appraiser, in which the affiant states that the practice of the County Tax Assessor in Orange and Riverside Counties (upon which its estimate in its application is based) is to assess real property for tax purposes at 25 percent of its market value. Based upon this calculation, Orange County estimates that Mr. Goldberger's properties are actually worth $5,201,278, after taking the trust deeds and "interest" into account, and asserts that Goldberger has therefore demonstrated in excess of the amount necessary to finance the proposed facility. Moreover, Orange County argues that in view of the value of the properties involved, the knowledge of the broker's client is immaterial since " * * * it is a bargain either way at $1.5 million." Finally, Orange County notes that Golden Orange has failed to support its allegations with substantiating affidavits in compliance with § 1.229(c) of the Commission's rules. The Broadcast Bureau, in its comments, also notes that although the allegations raise substantial questions, the petition is improperly substantiated. In its reply, Golden Orange submits verified copies of deeds of trust and verified copies of documents identified at "1967–68 Extended Assessment Roll of Property in the County of Orange, California", which reflect both the "full cash value" and "the total net tangible taxable value" of the Goldberger properties. Total net tangible value, petitioner avers, is the sum resulting from the assessment of the property at 25 percent of its full cash value. Golden Orange indicates that the figures it utilized in its petition represented the full cash value, and concludes, therefore, that the affidavit filed by Orange County, although accurate concerning tax procedures, does not cast doubt on the values set forth in the Golden Orange petition.

4. Although Golden Orange's allegations were not adequately substantiated in the petition, Orange County does not deny the existence of the outstanding encumbrances and Golden Orange submitted ample substantiation with its reply pleading. Under these circumstances and in view of the serious questions raised in the petition, the Board will consider the merits of the allegations. The pleadings present conflicting allegations as to the meaning and use of terms of valuation in the tax records. The Review Board is unable to determine the actual value of the properties on the basis of the pleadings. Moreover, Orange County did not clarify the position of the real estate broker or his client and since there is no way of ascertaining from the pleadings herein whether or not the prospective buyer is aware of the encumbrances, an evidentiary inquiry is warranted. It is not disputed that Orange County failed to report the encumbrances which all bear Goldberger's signature, to the Commission. Since we cannot determine the actual value and liquidity of this property, we are also unable to determine the significance of this omission. No adequate explanation is given as to why the encumbrances were not reported to the Commission in the application or in subsequent filings.[2] In light of these circumstances, an issue concerning submission of complete and accurate information to the Commission, and compliance with § 1.65 of the Commission's rules will be added.

5. *Accordingly, it is ordered,* That the petition to enlarge issues, filed September 20, 1968, by Golden Orange Broadcasting Co., Inc., is granted, and that issues in this proceeding are enlarged by the addition of the following issues:

(1) To determine whether Harry Goldberger has sufficient cash and/or liquid assets to meet his commitment to Orange County Communications, and in light thereof, whether Orange County Communications is financially qualified.

(2) To determine whether Orange County Communications submitted complete and accurate information in response to the Commission's application form, FCC 301, and has continued to keep the Commission advised of "substantial and significant" changes as required by § 1.65 of the Commission's rules.

(3) To determine in light of the evidence adduced under Issue 2 whether Orange County Communications possesses the requisite and/or comparative qualifications to be a licensee of the Federal Communications Commission.

6. *It is further ordered,* That the burden of proceeding with the introduction of evidence and burden of proof under Issue (1) shall be upon Orange County Communications; the burden of proceeding with the introduction of evidence under Issue (2) will be on Golden Orange Broadcasting Co., Inc.; and the burden of proof under Issue (2) will be on Orange County Communications.

Adopted: January 8, 1969.

Released: January 10, 1969.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 69–513; Filed, Jan. 14, 1969; 8:50 a.m.]

[1] Other related pleadings before the Board are: (a) Verified statement, filed on Oct. 16, 1968, by Golden Orange; (b) Broadcast Bureau's comments, filed Oct. 17, 1968; (c) reply (properly an opposition), filed Nov. 7, 1968, by Orange County; and (d) reply, filed Dec. 16, 1968, by Golden Orange.

[2] Petitioner points out that at least one of the deeds of trust was executed on the same date as the most recent balance sheet for Goldberger contained in Orange County's application.

[Mexican List 251]

MEXICAN STANDARD BROADCAST STATIONS

List of New Stations, Proposed Changes in Existing Stations, and Corrections in Assignment

DECEMBER 16, 1968.

List of new stations, proposed changes in existing stations, deletions, and corrections in assignments of Mexican standard broadcast stations modifying the assignments of Mexican broadcast stations contained in the appendix to the recommendations of the North American Regional Broadcasting Agreement Engineering Meeting, January 30, 1941.

Call letters	Location	Power watts	Antenna	Schedule	Class	Expected date of commencement of operation
XETK (this complements the notification included in List No. 203: antenna mode is ND. Also correction to Class).	Mazatlan, Sin.	*630 kilocycles* 1000D/250N	*ND*	U	*IIID/IVN*	
XEWM (under construction—change in call letters, previously XEWN).	San Cristobal las Casas, Chis.	*640 kilocycles* 250	ND	D	II	12-8-69 (probable).
XEEJ (in operation since 5-15-67).	Puerto Vallarta, Jal.	*650 kilocycles* 250	ND	D	II	*5-15-67.*
XEZM (correction of an omission: In operation since 6-17-55).	Zamora, Mich.	*650 kilocycles* 5000	ND	D	II	*6-17-55.*
XETOR (correction of an omission: In operation since 3-24-66).	Matamoros, Coah.	*670 kilocycles* 1000	ND	D	II	*3-24-66.*
XEAR (correction of an omission: In operation with 1000 W, ND, D, since 8-23-58).	Zapopan, Jal.	*700 kilocycles* 1000	ND	D	II	*8-23-58.*
XEVC (correction of an omission: In operation since 2-22-60).	Cordoba, Ver.	*700 kilocycles* 500	ND	D	II	*2-22-60.*
XEHB (correction of an omission: In operation since 11-12-55).	San Francisco del Oro, Chih.	*770 kilocycles* 500	ND	D	II	*11-12-55.*
New (assignment deleted).	Tapachula, Chis.	*850 kilocycles* 400	ND	U	II	
XEUN (PO: 5000 W, ND, U).	Mexico, D.F.	*860 kilocycles* 50,000	DA-2	U	II	2-8-69 (probable).
XEER (in operation with 500-D/200-N, ND, U, since 10-18-61. Increase in daytime power).	Ciudad Cuauhtemoc, Chih.	*900 kilocycles* 1000D/200N	ND	U	II	4-14-69 (probable).
XETR (correction of an omission: In operation on 1120 kc/s since 8-2-51).	Cd. Valles, S.L.P.	*1120 kilocycles* 1000	ND	D	II	*8-2-51.*
XELV (assignment deleted).	Sn. Luis de la Paz, Gto.	*1180 kilocycles* 500	ND	D	II	
XEPW (correction of an omission: In operation since 4-18-66).	Posa Rica, Ver.	*1200 kilocycles* 250	ND	D	II	*4-18-66.*
XESCT (PN: 1240 kc/s).	Ensenada, B. C.	*1230 kilocycles* 250	ND	U	IV	Probably upon entry into force of new agreement.
XENG (correction of an omission: In operation on 1240 kc/s since 3-8-63. See 1400 kc/s).	Huauchinango, Pue.	*1240 kilocycles* 1000D/200N	ND	U	IV	*3-8-63.*
XESCT (changed to 1230 kc/s).	Ensenada, B.C.	*1240 kilocycles* 100	ND	U	IV	
XEFH (correction of an omission: In operation with 1000 W, ND, D, since 5-29-50. Increase in hours of operation to unlimited).	Agua Prieta, Son.	*1310 kilocycles* 1000D/100N	ND	U	IIID/IVN	4-10-69 (probable).
XERU (correction of an omission: In operation since *6-19-67*. Increase in hours of operation to unlimited).	Chihuahua, Chih.	*1310 kilocycles* 1000D/*250N*	ND	U	IIID/*IVN*	12-28-68 (probable).
XEARO (change in call letters, previously XESH).	Nueva Rosita, Coah.	*1400 kilocycles* 500D/150N	ND	U	IV	
XEJL (assignment deleted).	Guamuchil, Sin.	*1400 kilocycles* 1000D/250N	ND	U	IV	
XENG (assignment deleted—see 1240 kc/s).	Huauchinango, Pue.	*1400 kilocycles* 250	ND	U	IV	
New (assignment deleted).	Guamuchil.	*1400 kilocycles* 1000D/250N	ND	U	IV	
XEKH (assignment deleted).	Puerto Vallarta, Jal.	*1410 kilocycles* 1000D/250N	ND	U	IV	
XESS (correction of an omission: In operation with 250D/200N, since 11-18-64).	Ensenada, B. C.	*1450 kilocycles* 250D/200N	ND	U	IV	*11-18-64.*
XEYA (correction of an omission: In operation since 4-25-64).	Irapuato, Gto.	*1470 kilocycles* 1000	ND	D	III	*4-25-64.*
XEJY (correction of an error in List No. 249).	El *Grullo*, Jal.	*1540 kilocycles* 500	ND	D	II	*8-6-65.*
XEQJ (correction of an omission: In operation since 2-2-67).	Tamazula de Gordiano, Jal.	*1550 kilocycles* 500	ND	D	II	*2-2-67.*
XEEE (assignment to be deleted upon entry into force of new agreement).	Tecate, B. C.	*1590 kilocycles* 1000	ND	D	III	

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,
WALLACE E. JOHNSON,
Assistant Chief, Broadcast Bureau.

[F.R. Doc. 69-514; Filed, Jan. 14, 1969; 8:50 a.m.]

FEDERAL HOME LOAN BANK BOARD

[No. 22,506]

STATE-CHARTERED INSTITUTIONS

Rights and Privileges

JANUARY 9, 1969.

Whereas, Congress has recently amended section 5(b) of the Home Owners' Loan Act of 1933, as amended, by Public Law 90-448 (82 Stat. 608) to permit Federal savings and loan associations to raise capital in the form of savings deposits, shares, or other accounts (all of which shall have the same priority on liquidation) as are authorized by an association's charter and regulations of this Board; and

Whereas, the aforementioned section 5(b), as amended, has been implemented by appropriate amendments to Part 545 of the rules and regulations for the Federal Savings and Loan System (12 CFR Part 545), which provide in part for the raising of capital in the form of savings deposits having priorities of creditor obligations in liquidation or in other situations in which the priority of such savings deposits is in controversy, and Part 563 of the rules and regulations for insurance of accounts (12 CFR Part 563); and

Whereas, in order that the same rights and privileges may be made available to insured State-chartered institutions, it is hereby

Resolved, that effective June 1, 1969, pursuant to §§ 563.1, 563.2, and 563.3 of the rules and regulations for insurance of accounts, bylaw provisions sections 1 through 4 of Article (A)—Savings Deposits; section 1 of Article (B)—Types of Savings Deposits; sections 1 and 2 of Article (C)—Withdrawal and Redemption; sections 1 through 3 and alternate sections 4 (a) and (b) of Article (D)—Distribution of Earnings; in the form of Exhibit A attached, are hereby approved for use by any State-chartered insured institution (association) in any State in which the laws, rules, and regulations thereof are not inconsistent with the provisions of this resolution; and it is;

Resolved further, that institutions adopting the bylaw provisions approved hereby may use for a savings deposit account authorized by these bylaws any security form which it is now issuing, to the extent permitted by law with any previous approval of the Federal Savings and Loan Insurance Corporation, provided in any such case that the form is modified (and only so modified) to:

(i) Refer therein to the savings deposit account as a savings deposit;

(ii) Eliminate any language characterizing such account as representing share interests; and

(iii) Insert in the title of all security forms the statement, "A Permanent Stock Deposit Institution (Association)" or "A Mutual Deposit Institution (Association)", whichever is applicable; and it is

Resolved further, that institutions adopting the bylaw provisions and security forms approved hereby, shall submit the following written evidence:

1. From the appropriate State Attorney General that:

(a) The issuance of such security forms is legal under its State laws, which permit such institutions to raise capital in the form of savings deposits;

(b) Such savings deposits and any other savings account in the institution would, in the event of voluntary or involuntary liquidation, dissolution, or winding up of the institution or in the event of any other situation in which the priority of such savings deposits or savings account is in controversy, have, to the extent of their withdrawal value, the same priority as general creditors of the institution not having priority (other than any priority arising or resulting from consensual subordination) over other general creditors of the institution;

(c) In the event surplus assets remain after satisfying all other claims in the liquidation of a mutual institution, the savings deposits and savings accounts will share in those surplus assets on a pro rata basis; and

(d) The terms "savings deposits" and "savings accounts" under its State laws come within the definition of "an insured account" as defined in the rules and regulations for insurance of accounts of the Federal Savings and Loan Insurance Corporation.

2. From its attorney that:

(a) The institution's charter, constitution and bylaws and the terms of currently issued forms of accounts, as such accounts are defined in § 561.11 of the rules and regulations for insurance of accounts, are not inconsistent with each other;

(b) The institution's charter, constitution or bylaws permit the payment of a bonus or variable dividend or interest rates if such is applicable; and

(c) Such bylaw provisions and security forms are legal under State law and the terms "savings deposits" and "savings accounts" as used in such bylaws come within the definition of an insured account as defined in the rules and regulations for insurance of accounts of the Federal Savings and Loan Insurance Corporation.

3. From the appropriate State supervisory authority that it does not object to the adoption of such bylaw provisions or to the issuance of such security forms.

4. That such bylaw provisions were adopted by the members and/or stockholders at a regular or special meeting.

Resolved further, that the foregoing approvals of the Federal Home Loan Bank Board shall not be deemed an approval of the legality of such bylaw provisions and security forms under the laws of any State.

By the Federal Home Loan Bank Board.

[SEAL] JACK CARTER, *Secretary.*

EXHIBIT A

BYLAWS

Article (A)—Savings Deposits

SECTION 1. *Savings deposits.* The institution shall not accept savings accounts other than savings deposits * * * (see below) but savings accounts existing in this institution on ---------- when it became a deposit (date)
institution shall remain savings accounts unless and until they are exchange for savings deposits. Any right outstanding at the time when this institution became a deposit institution to receive a savings account from the institution in exchange for a previously issued savings account shall thereafter be a right to receive, at the option of the holder of such right, either a savings account or a corresponding savings deposit.

SEC. 2. (for mutual deposit institution). *Priority.* In the event of voluntary or involuntary liquidation, dissolution, or winding up of this institution or in the event of any other situation in which the priority of such savings deposits is in controversy, all savings deposits shall, to the extent of their withdrawal value, have the same priority as the claims of general creditors of the institution not having priority (other than any priority arising or resulting from consensual subordination) over other general creditors of this institution, and, in addition, savings deposits shall have the same right to share in the remaining assets of the institution as if they were savings accounts. If, in any such event, there are outstanding in this institution any one or more insured accounts which are not savings deposits, such insured accounts (regardless of whether there are or are not outstanding in this institution any one or more such savings deposits) shall, to the extent of their withdrawal value, have the same priority as if they were savings deposits. As used in this section, the term insured account has the same meaning as defined in the rules and regulations for insurance of accounts of the Federal Savings and Loan Insurance Corporation.

* * * As used in these bylaws the terms "savings deposit" and "savings account" mean an insured account as defined in section 2 of Article (A) of these bylaws.

SEC. 2. (for permanent stock deposit institution). *Priority.* No preference shall be made with respect to the distribution of assets upon voluntary or involuntary liquidation, dissolution, or winding up of the institution as between savings deposits and savings accounts of the institution. In any such event, such deposits and savings accounts outstanding shall have equal priority with general creditors of the institution not having priority (other than any priority arising or resulting from consensual subordination) over other general creditors of the institution and shall be paid in full before any distribution to permanent stockholders. As used in this section, the terms "savings deposit" and "savings account" have the same meaning as the term insured account is defined in the rules and regulations for insurance of accounts of the Federal Savings and Loan Insurance Corporation.

SEC. 3. Any person holding a savings deposit or savings account of this institution and any person borrowing on the security of a mortgage or purchasing property upon which a mortgage lien is held by the institution shall be considered a member of this institution and have voting rights. (May be modified if appropriate.)

SEC. 4. Except for borrowers, the institution shall not directly or indirectly charge any membership, admission, repurchase, withdrawal, or any other fee or sum of money for the privilege of becoming, remaining or ceasing to be a holder of a savings account or deposit.

Article (B)—Types of Savings Deposits

SECTION 1. The following types of savings deposits may be accepted in the discretion of the board of directors.

(a) *Full-Paid Savings Deposits,* when the full value thereof is paid at the time of issuance.

(b) *Installment Savings Deposits,* on which payments shall be made in the amounts and at the times fixed by the board of directors.

(c) *Optional Savings Deposits,* on which, after the first payment has been made, the accountholder may pay any amount at any time.

(d) *Short-Term Club Savings Deposits,* on which payments may be made at the option of the accountholder to be withdrawn within ------ months. (Not to exceed 24 months.)

(e) *Bonus Savings Deposits,* which are accepted pursuant to a bonus plan approved by both the (State Supervisory Authority) and the Federal Savings and Loan Insurance Corporation.

(f) *Single Payment Savings Deposits,* when the full face value thereof is paid at the time of acceptance and which are maintained in such amount and for such periods of time as may be approved by both the (State Supervisory Authority) and the Federal Savings and Loan Insurance Corporation.

NOTE: Subsection (f) should be included only if an institution adopts the alternate section 4(b) of Article (D). Single Payment Savings Deposits may not be accepted under section 4(a) of Article (D).

(g) Any other type of savings deposit, the acceptance of which has been approved by both the (State Supervisory Authority) and the Federal Savings and Loan Insurance Corporation.

Article (C)—Withdrawal and Redemption

SECTION 1. Any member may withdraw his unpledged savings deposit or savings account, in whole or in part, in accordance with ---------- of the
(insert section of State law)

(insert name of State law)
as now or hereafter amended. The institution may require at least 30 days' written notice of intention to withdraw.

SEC. 2. At any time funds are on hand for the purpose, the board of directors may determine to redeem by lot or otherwise, in its discretion, all or part of the institution's savings deposits and savings accounts on an earnings date by giving 30 days' notice by registered or certified mail to each affected holder. Upon receipt of notice of redemption, the savings deposit book, certificate, or other evidence of the account shall then be surrendered for cancellation and payment. If on or before the redemption date the funds necessary for redemption have been set aside so as to be and continue to be available therefor, earnings on savings deposits and savings accounts called for redemption shall cease to accrue from and after the earnings date specified as the redemption date.

Article (D)—Distribution of Earnings

SECTION 1. Regular earnings on all types of savings deposits and savings accounts shall be declared semiannually as of the last business day of ---------- and as of the last business day of ---------- by the board of directors out of the surplus of the institution. Regular earnings may also be declared by the board of directors as of other dates, but not more frequently than quarterly, out of the surplus. Earnings may be declared payable within three business days of the end of a distribution period. For the purpose of calculating earnings, any withdrawal, either total or partial, made during the last 3 business days of a distribution period may be considered as having been made as of the last business day of the period.

SEC. 2. The institution shall not be required to credit earnings to savings deposits or savings accounts with a balance of less than ------ dollars ($ ------) or to savings deposits or savings accounts issued under a Christmas club, vacation club, or other similar plan whereby they shall automatically be listed for withdrawal no later than ------ months (insert figure not to exceed 24 months) after the date of issuance. The board of directors may fix a lesser amount than such minimum with respect to the distribution of earnings on savings deposits and savings accounts established in connection with a program offered to children for the encouragement of thrift.

NOTE: The dollar amount to be inserted in section 2 may not exceed fifty dollars ($50.00).

SEC. 3. The date of investment shall be the date of the actual receipt by the institution of a payment on a savings deposit or savings account except that the board of directors may fix a date, which shall not be later than the ------ day of the month, for determining the date of investment: *Provided, however,* That the board of directors may permit investments of $100 or more to receive earnings from the date of investment, in any event. Payments, affected by such determination date, received by the institution on or before such determination date, shall receive earnings as if invested on the first of the month during which such payment was made. Payments, affected by such determination date, received subsequent to such determination date, shall receive earnings as if invested on the first of the month next succeeding the month during which such payment was made.

NOTE: The date to be inserted in the blank space in section 3 may not be later than the 20th day.

SEC. 4. (a) Except for bonus payments under a bonus plan, all savings deposits and savings accounts shall be entitled to receive the same rate of earnings pro rata to the withdrawal value of the respective accounts.

(b) The board of directors may classify savings deposits and savings accounts as to amount and term, and may determine to pay different rates of earnings with respect to savings deposits and savings accounts in different classes. All accounts of the same type and class shall be paid the same rate of earnings.

NOTE: The (a) and (b) paragraphs are alternate forms of section 4. Only one of these paragraphs is to be adopted. Institutions paying uniform earnings on all savings deposits and savings accounts except those issued under a bonus plan should adopt the (a) paragraph. Institutions adopting a variable rate plan and accepting Single Payment Savings Deposits should adopt the (b) paragraph.

Approved by Federal Home Loan Bank Board Resolution No. 22,506 dated January 9, 1969, for use by Deposit Type State-chartered mutual and permanent stock insured institutions.

[F.R. Doc. 69-493; Filed, Jan. 14, 1969; 8:51 a.m.]

FEDERAL MARITIME COMMISSION

[Docket No. 69-4]

CITY OF LONG BEACH, CALIF., AND TRANSOCEAN GATEWAY CORP.

Order of Investigation and Hearing

On October 11, 1968, the city of Long Beach, Calif. and Transocean Gateway Corp. filed for approval pursuant to section 15 of the Shipping Act, 1916 (46 U.S.C. 814), Agreement No. T-2214. The agreement provides for the lease and use of certain marine terminal properties to be used as a container terminal.

The Commission has received a protest against approval of Agreement No. T-2214 from the city of Los Angeles, Calif., urging that the agreement should not be approved because the rentals contained in the agreement are noncompensatory in violation of section 15 of the Shipping Act, 1916.

The Commission has considered the comments of Los Angeles regarding the agreement and is of the opinion that the agreement should be made the subject of a formal investigation to determine whether the rentals under the agreement are noncompensatory resulting in prejudice to other ports or terminals.

Now therefore, it is ordered, That the Commission on its own motion, enter upon an investigation and hearing pursuant to section 22 of the Shipping Act, 1916, to determine whether Agreement No. T-2214 should be approved, modified, or disapproved pursuant to section 15 of the said Act;

It is further ordered, That this proin this proceeding be confined to whether the rentals contained in Agreement No. T-2214 are noncompensatory resulting in prejudice to other ports or terminals;

It is further ordered, That the city of Long Beach, Calif., and Transocean Gateway Corp. are hereby made respondents in this proceeding; and the city of Los Angeles, Calif., is hereby designated as petitioner;

It is further ordered, That the proceeding be expedited;
hearing before an examiner of the Commission's Office of Hearing Examiners at a date and place to be hereafter determined and announced by the Chief Examiner;

It is further ordered, That this proceeding be expedited;

It is further ordered, That notice of this order and notice of hearing be published in the FEDERAL REGISTER, and copy of such order and notice of hearing be served upon respondents and petitioner;

It is further ordered, That persons other than respondents, petitioner, and Hearing Counsel who desire to become parties in this proceeding and to participate therein shall file a petition to intervene with the Secretary, Federal Maritime Commission, Washington, D.C. 20573, promptly, with copy to all parties as listed in Appendix A hereto; and

It is further ordered, That all future notices issued by or on behalf of the Commission in this proceeding, including notice of time and place of hearing shall be mailed directly to all parties of record.

By the Commission.

[SEAL] THOMAS LISI,
Secretary.

APPENDIX A

City of Long Beach, The City Attorney of Long Beach, Suite 600, City Hall, Long Beach, Calif. 90802.
Transocean Gateway Corp., 26 Broadway, New York, N.Y. 10004.
City of Los Angeles, Edward C. Farrell Assistant City Attorney, Post Office Box 151, San Pedro, Calif. 90733.

[F.R. Doc. 69-525; Filed, Jan. 14, 1969; 8:51 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-2751 etc.]

E. J. DUNIGAN, JR., ET AL.

Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates [1]

JANUARY 6, 1969.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before January 30, 1969.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given: *Provided, however,* That pursuant to § 2.56, Part 2, Statement of General Policy and Interpretations, Chapter I of Title 18 of the Code of Federal Regulations, as amended, all permanent certificates of public convenience and necessity granting applications, filed after July 1, 1967, without further notice, will contain a condition precluding any filing of an increased rate at a price in excess of that designated for the particular area of production for the period prescribed therein unless at the time of filing of petitions to intervene the Applicant indicates in writing that it is unwilling to accept such a condition. In the event Applicant is unwilling to accept such condition the application will be set for formal hearing.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
Acting Secretary.

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
G-2751 E 12-2-68	E. J. Dunigan, Jr., et al. (successor to I. J. Huval, et al.), Box 261, Pampa, Tex. 79065.	Northern Natural Gas Co., West Panhandle Field, Gray County, Tex.	[1] 12.0768	14.65
G-7241 C 12-19-68	Aztec Oil & Gas Co., 2000 First National Bank Bldg., Dallas, Tex. 75202.	El Paso Natural Gas Co., Aztec Pictured Cliffs Field, San Juan County, N. Mex.	13.0	15.025
G-14747 C 5-16-60 as amended 5-2-66 [2]	Cabot Corp., Post Office Box 1101, Pampa, Tex. 79065.	Northern Natural Gas Co., acreage in Beaver County, Okla.	16.5	14.65
G-19454 E 12-5-68	Glenn H. Johnson and Dorcas Dalton (successor to C. I. West Virginia Corp.), c/o Dorcas Dalton, agent, Wooster, Ohio 44691.	Consolidated Gas Supply Corp., Murphy District, Ritchie County, W. Va.	25.0	15.325
G-20473 E 12-5-68	Glenn H. Johnson and Dorcas Dalton (successor to C. I. West Virginia Corp., et al.).	Consolidated Gas Supply Corp., Sherman District, Calhoun County, W. Va.	25.0	15.325
CI60-362 12-5-68 [3]	Hewitt B. Fox, Inc. (Operator), et al. (successor to Miller & Fox Minerals Corp. (Operator) et al.), Suite. 900, Vaughn Plaza, Corpus Christi, Tex. 78401.	Texas San Juan Oil Corp., Miller and Fox Field, Jim Wells County, Tex.	11.0	14.65
CI61-160 E 12-5-68	Glenn H. Johnson and Dorcas Dalton (successor to C. I. West Virginia Corp., et al.).	Consolidated Gas Supply Corp., De Kalb District, Gilmer County, W. Va.	25.0	15.325
CI61-189 D 12-13-68	Mobil Oil Corp., Post Office Box 1774, Houston, Tex. 77001.	Tennessee Gas Pipeline Co., a division of Tenneco Inc., Placedo Field, Victoria County, Tex.	[4] Assigned	
CI61-1584 C 12-17-68	Sun Oil Co., 1608 Walnut St., Philadelphia, Pa. 19103.	Tennessee Gas Pipeline Co., a division of Tenneco Inc., Lockhart Field, Starr County, Tex.	[5] 17.24347	14.65
CI62-484 E 12-5-68	Arco Petroleum Co. (successor to J. F. Deem, et al.), c/o Arthur N. Rupe, president, 8300 Santa Monica Blvd., Los Angeles, Calif. 90069.	Consolidated Gas Supply Corp., Murphy District, Ritchie County, W. Va.	25.0	15.325
CI63-203 E 12-16-68	Dewayne Green (successor to C & G Joint Venture), Linn, W. Va. 26384.	Equitable Gas Co., Troy District, Gilmer County, W. Va.	25.0	15.325
CI63-310 E 12-16-68	do	Equitable Gas Co., Freemans Creek District, Lewis County, W. Va.	25.0	15.325
CI63-367 E 12-16-68	do	Consolidated Gas Supply Corp., Troy District, Gilmer County, W. Va.	20.0	15.325
CI63-507 E 12-5-68	Arco Petroleum Co. (successor to George L. Yaste, d.b.a. Oil States Sales Co.).	Consolidated Gas Supply Corp., Union District, Ritchie County, W. Va.	25.0	15.325
CI63-914 C 12-11-68	Getty Oil Co., Post Office Box 1404, Houston, Tex. 77001.	Michigan Wisconsin Pipe Line Co., Southwest Cedardale Field, Woodward County, Okla.	[6] 15.0	14.65
CI63-1082 E 12-5-68	Arco Petroleum Co. (successor to George L. Yaste, d.b.a. Oil States Sales Co.).	Consolidated Gas Supply Corp., Union District, Ritchie County, W. Va.	25.0	15.325
CI65-606 C 10-21-68	Humble Oil & Refining Co., [7] Post Office Box 2180, Houston, Tex. 77001.	Northern Natural Gas Co., Gomez Field, Pecos County, Tex.	15.52	14.65
CI65-1145 C 12-16-68	Pan American Petroleum Corp., Post Office Box 591, Tulsa, Okla. 74102.	Arkansas Louisiana Gas Co., South Bokoshe Field, Le Flore County, Okla.	[8] 16.015	14.65
CI66-1262 C 12-16-68	Barnwell Production Co. (Operator) et al., c/o Wayne Wicker, agent, Post Office Box 1748, Shreveport, La. 71102.	Arkansas Louisiana Gas Co., Rodessa (Travis Peak) Upper Field, Marion County, Tex.	13.369	14.65
CI67-904 E 12-16-68	Dewayne Green (successor to Adolph Gill, et al., d.b.a. Gilco Oil & Gas, Ltd.).	Consolidated Gas Supply Corp., Freemans Creek District, Lewis County, W. Va.	25.0	15.325
CI68-732 E 11-29-68	St. Mary Parish Land Co. (successor to Davis Drilling, Inc., et al.), c/o William C. Lagos, vice president, 520 Patterson Bldg., Denver, Colo. 80202.	Colorado Interstate Gas Co., a division of Colorado Interstate Corp., Vilas Field, Baca County, Colo.	14.6	14.65
CI69-553 A 12-4-68	Phillips Petroleum Co., Bartlesville, Okla. 74003.	The Manufacturers Light & Heat Co., Pennland Field, Allegany County, Md.	27.5	15.025
CI69-554 (G-13886) F 11-29-68	Diamond Shamrock Corp. (successor to Horizon Oil & Gas Co. of Texas), Post Office Box 631, Amarillo, Tex. 79105.	Northern Natural Gas Co., acreage in Hansford County, Tex.	16.5	14.65
CI69-555 A 12-9-68	Colonial Oil & Gas Corp., 1000 Times Square Bldg., Rochester, N.Y. 14614.	Equitable Gas Co., Clay District, Monongalia County, W. Va.	25.0	15.325
CI69-556 (CI62-655) F 11-19-68	Elton A. Bayer, et al. (successor to Paul H. Ash, et al., d.b.a. A. & C. Oil and Gas Co.), Post Office Box 519, Sioux Falls, S. Dak. 57101.	Equitable Gas Co., acreage in Lewis County, W. Va.	25.0	15.325
CI69-557 B 12-9-68	Texaco Inc., Post Office Box 52332, Houston, Tex. 77052.	Trunkline Gas Co., Ragley Field, Beauregard Parish, La.	Depleted	
CI69-558 F 11-29-68	Tom Brown Drilling Co., Inc. (Operator), et al. (successor Sinclair Oil Corp.), Post Office Box 5706, Midland, Tex. 79701.	Northern Natural Gas Co., Ozona Northeast (Canyon) Field, Crockett County, Tex.	16.0	14.65
CI69-559 A 12-11-68	George W. Miller, Box No. 2, Glenville, W. Va. 26351.	Consolidated Gas Supply Corp., De Kalb District, Gilmer County, W. Va.	25.0	15.325

Filing code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Succession.
F—Partial succession.

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
CI69-560 B 12-11-68	Quaker State Oil Refining Corp., Box 1327, Parkersburg, W. Va. 26101.	Consolidated Gas Supply Corp., Mannington District, Marion County, W. Va.	Uneconomical	
CI69-561 A 12-10-68	Skelly Oil Co., Post Office Box 1650, Tulsa, Okla. 74102.	United Gas Pipe Line Co., acreage in Offshore Nueces County, Tex.	17.0	14.65
CI69-562 (CI62-1184) F 12-6-68	Pan American Petroleum Corp. (successor to Texas Pacific Oil Co.[10]).	Arkansas Louisiana Gas Co., Wilburton Field, Latimer County, Okla.	[11] 15.0	14.65
CI69-563 A 12-11-68	Union Oil Co. of California, Union Oil Center, Los Angeles, Calif. 90017.	Transcontinental Gas Pipe Line Corp., East Cameron Block 89 Field, East Cameron Area, Gulf of Mexico.	18.5	15.025
CI69-564 A 12-16-68	Texaco Inc.	Tennessee Gas Pipeline Co., a division of Tenneco Inc., Fisherman's Bay Field, Lafourche Parish, La.	21.25	15.025
CI69-565 A 12-13-68	Flag Oil Corp. of Delaware, Post Office Box 23, Midland, Tex. 79701.	Michigan Wisconsin Pipe Line Co., Lenora Field, Dewey County, Okla.	[12] 19.91	14.65
CI69-566 B 12-13-68	South Shore Oil & Development Co., et al., c/o Exchange Oil & Gas Co., Attention: Mr. Robert L. Goodwin, 1200 Oil & Gas Bldg., New Orleans, La. 70112.	United Gas Pipe Line Co., Lirette Field, Terrebonne Parish, La.	[13]	
CI69-567 A 12-13-68	The Wilbur J. Holleman Trust, National Bank of Tulsa Bldg., Tulsa, Okla. 74103.	Michigan Wisconsin Pipe Line Co., Woodward Area, Dewey County, Okla.	[14] 19.5	14.65
CI69-568 A 12-13-68	Union Oil Co. of California (Operator), et al.	United Gas Pipe Line Co., Timballer Bay Field, Lafourche Parish, La.	21.25	15.025
CI69-569 A 12-13-68	T. J. McIntyre, et al., 701 Houston Club Bldg., Houston, Tex. 77002.	Trunkline Gas Co., Lawson Field, Acadia Parish, La.	20.5	15.025
CI69-570 B 12-16-68	Margaret J. Wells, agent for Oliver Jenkins Drilling Co., Post Office Box 869, Paintsville, Ky. 41240	United Fuel Gas Co., acreage in Pike County, Ky.	[15]	
CI69-571 B 12-16-68	Charles C. White (Operator), et al., 400 Court Bldg., Evansville, Ind.	Texas Gas Transmission Corp., Hanson Field, Hopkins County, Ky.	Depleted	
CI69-572 A 12-16-68	David Fasken et al.,[7] c/o Richard S. Brooks, attorney, 608 First National Bank Bldg., Midland, Tex. 79701.	Transwestern Pipeline Co., Rock Tank Morrow Field, Eddy County, N. Mex.	15.5	14.65
CI69-574 (CI67-1626) 12-16-68 [16]	Mobil Oil Corp.	Montana-Dakota Utilities Co., Big Horn Area, Big Horn County, Wyo.	13.6154	15.025
CI69-575 A 12-18-68	Graham-Michaelis Drilling Co., operator, 302 Graham Bldg., 211 North Broadway, Wichita, Kans. 67202.	Michigan Wisconsin Pipe Line Co., Cedardale Southwest Chester Field, Woodward County, Okla.	[14] 19.5	14.65
CI69-576 A 12-18-68	Austral Oil Co., Inc., et al., 2700 Humble Bldg., Houston, Tex. 77002.	Trunkline Gas Co., Twin Island Field Area, Cameron Parish, La.	21.25	15.025
CI69-579 A 12-19-68	E. M. Smith and W. E. Smith, Grantsville, W. Va. 26147.	Cabot Corp., acreage in Calhoun County, W. Va.	17.5	15.325
CI69-580 A 12-19-68	Francis Cain, Big Bend, W. Va. 26136.	do.	17.5	15.325
CI69-581 A 12-18-68	Sinclair Oil Corp.	Natural Gas Pipeline Co. of America, East Laketon Field, Gray County, Tex.	[17] 18.5	14.65
CI69-582 A 12-19-68	Union Oil Co. of California (Operator).	United Gas Pipe Line Co., Caillou Island Field, Terrebonne and Lafourche Parishes, La.	21.25	15.025
CI69-583 (CI61-189) F 12-10-68	J. R. McDonald, Operator (successor to Mobil Oil Corp.), 1022 National Bank of Commerce Bldg., San Antonio, Tex. 78205.	Tennessee Gas Pipeline Co., a division of Tenneco Inc., Placedo (Sinton 5300) Field, Victoria County, Tex.	15.0	14.65

[1] Includes 0.7678-cent tax reimbursement. Rate effective subject to refund in Docket No. RI67-7.
[2] Application to amend the certificate to reflect the additional acreage covered by the agreement filed May 11, 1960, and designated as Supp. No. 3. Temporary certificate issued July 20, 1960, but permanent authorization never granted.
[3] Amendment to certificate filed to reflect change in corporate name.
[4] Deletes acreage assigned to J.R. McDonald.
[5] Contract provides for 17.24347 cents per Mcf; however, Applicant states its willingness to accept authorization at an initial price of 16.0 cents per Mcf, which is the price prescribed by paragraph (d) of the Commission's statement of general policy 61-1, as amended.
[6] Subject to upward and downward B.t.u. adjustment. This price is a conditioned price to the initial contract price of 19.5 cents per Mcf. Current contract price is 22 cents per Mcf.
[7] Applicant has agreed to accept certificate conditioned as Opinion No. 468, as modified by Opinion No. 468-A.
[8] Includes 0.015-cent tax reimbursement. Price is subject to deduction for compression and/or treating cost should Buyer compress or treat gas.
[9] Partially succeeds Sinclair Oil Corp.'s FPC GRS No. 334.
[10] Successor to Sinclair Oil Corp.
[11] Subject to compression and/or treating costs should Buyer compress or treat gas.
[12] Includes 0.15-cent upward B.t.u. adjustment.
[13] Well has ceased to produce.
[14] Subject to upward and downward B.t.u. adjustment.
[15] Well no longer produces gas in marketable quantities.
[16] Applicant is filing for certificate to cover its own interest, which was previously covered by Operator's (Newman Brothers Drilling Co.) certificate in Docket No. CI67-1626.
[17] Contract provides for 18.5 cents per Mcf; however, Applicant states its willingness to accept certificate conditioned to initial rate of 17 cents per Mcf.

[F.R. Doc. 69-413; Filed, Jan. 14, 1969; 8:45 a.m.]

[Docket No. E-7463]

GULF STATES UTILITIES CO.

Notice of Application

JANUARY 8, 1969.

Take notice that on December 30, 1968, Gulf States Utilities Co. (Applicant) filed an application seeking an order pursuant to section 204 of the Federal Power Act authorizing the issuance of $50 million principal amount of First Mortgage Bonds.

Applicant is incorporated under the laws of the State of Texas with its principal business office at Beaumont, Tex., and is engaged in the electric utility business in portions of the States of Louisiana and Texas.

The Applicant proposes to sell the new bonds at competitive bidding in accordance with the Commission's regulations under the Federal Power Act. The Applicant proposes to invite bids on or about February 6, 1969, for the purchase of the new bonds.

Part of the proceeds from the sale of the new bonds will be used to pay the company's outstanding short-term notes with commercial banks and unsecured promissory notes in the form of commercial paper, authorized by the Commission in its order issued August 23, 1968 (Docket No. E-7430). It is expected that bank loans and commercial paper outstanding as of the date of issuance of the new bonds will total approximately $34 million. The balance will be used, among other things, to provide part of the funds for construction expenditures to be made in 1969. The principal construction expenditures are to be $29,300,000 for construction work on the 265 mw. operating units at the Lewis Creek Station near Conroe, Tex.; $18,350,000 for work on the 580 mw. generating unit at the Nelson Station near Westlake, La.; and $7,650,000 for construction work on a 580 mw. unit at the Willow Glen Station near St. Gabriel, La.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 27, 1969, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.10). The application is on file and available for public inspection.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-450; Filed, Jan. 14, 1969; 8:45 a.m.]

[Docket No. CP69-182]

NATURAL GAS PIPELINE COMPANY OF AMERICA

Notice of Application

JANUARY 8, 1969.

Take notice that on December 30, 1968, Natural Gas Pipeline Company of America (Applicant), 122 South Michigan Avenue, Chicago, Ill. 60603, filed in Docket No. CP69-182 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing Applicant to construct and operate facilities for the receipt into its pipeline system of supplies of natural gas purchased from El Paso Natural Gas Co. (El Paso), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to construct approximately 0.4 mile of 16-inch pipeline, a side tap connection on its existing 24-inch line, a meter station, and miscellaneous appurtenant facilities to receive natural gas from El Paso in Ward County, Tex. The estimated cost of the proposed facilities is $98,200, which cost is to be financed from funds on hand.

The contract dated December 4, 1968, between Applicant and El Paso obligates El Paso to deliver 100,000 Mcf of natural gas per day during the years 1969 through 1971 and 75,000 Mcf per day during 1972 and 1973.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (157.10) on or before February 5, 1969.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-451; Filed, Jan. 14, 1969; 8:45 a.m.]

[Docket No. RI69-227 etc.]

PAN AMERICAN PETROLEUM CORP.

Order Providing for Hearings on and Suspension of Proposed Changes in Rates

JANUARY 3, 1969.

In the order providing for hearings on and suspension of proposed changes in rates, issued November 21, 1968, and published in the FEDERAL REGISTER December 4, 1968, 33(18053), in Appendix A, page 2 (Opposite Rate Schedule Nos. 296, 299, and 300) under column headed "Effective Date Unless Suspended" change "11-25-68 [2]" to read "1-1-69 [2]." Under column headed "Date Suspended Until" (opposite the aforementioned rate schedules) change "4-25-69" to read "6-1-69." On page 5, under Footnotes: Add a new footnote to read:

KENNETH F. PLUMB,
Acting Secretary.

"[2] Moratorium with reservations, on effective increased rates until Jan. 1, 1969, pursuant to settlement order issued Apr. 13, 1966, in Docket No. G-9279 et al."

[F.R. Doc. 69-452; Filed, Jan. 14, 1969; 8:45 a.m.]

[Docket No. CP69-183]

TENNESSEE GAS PIPELINE CO.

Notice of Application

JANUARY 8, 1969.

Take notice that on December 30, 1968, Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Applicant), Post Office Box 2511, Houston, Tex. 77001, filed in Docket No. CP69-183 an application pursuant to section 7(c) of the Natural Gas Act, as implemented by § 157.7(b) of the regulations under the Act, for a certificate of public convenience and necessity authorizing the construction during the calendar year 1969 and operation of certain natural gas facilities to enable Applicant to take into its certificated main pipeline system natural gas which will be purchased from producers thereof, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that the purpose of this "budget-type" application is to augment its ability to act with reasonable dispatch in contracting for and connecting to its pipeline system new supplies of natural gas in various producing areas generally coextensive with said system.

The total cost of the facilities proposed herein is not to exceed $5 million, with no single onshore project costing in excess of $500,000. With respect to offshore projects, Applicant requests waiver of the single project cost limitation contained in § 2.58(a)(2) of the Commission's rules of practice and procedure and requests authorization to construct offshore purchase facilities in which the total cost of any single project will not exceed $750,000.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (157.10) on or before February 3, 1969.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69-453; Filed, Jan. 14, 1969; 8:45 a.m.]

[Docket No. CP69-184]

TRANSCONTINENTAL GAS PIPE LINE CORP.

Notice of Application

JANUARY 8, 1969.

Take notice that on December 30, 1968, Transcontinental Gas Pipe Line Corp. (Applicant), Post Office Box 1396, Houston, Tex. 77001, filed in Docket No. CP69-184 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities and the sale and delivery of natural gas all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to construct and operate in the States of Louisiana, Mississippi, Alabama, Virginia, Maryland, Pennsylvania, and New Jersey approximately 132.56 miles of additional pipeline loops consisting variously of 42-inch, 30-inch, and 24-inch diameter pipelines. Further, Applicant proposes to install a total of 18,400 additional compressor horsepower in existing compressor stations in South Carolina, Maryland, New Jersey, and Pennsylvania.

Applicant states that from the capacity to be provided by the proposed facilities, together with the capacity to be provided by the facilities authorized by

the Commission's order issued December 26, 1968, in Docket No. CP69–66; it proposes to render 174,251 Mcf per day of additional pipeline service, 149,586 Mcf per day of additional underground storage service and 2,350 Mcf per day of additional liquefied gas storage service, all to existing customers. Additionally, Applicant also proposes to reduce its authorized liquefied gas storage service to the Georgia Division of United Cities Gas Co. by 1,050 Mcf daily and to the South Carolina Division of United Cities Gas Co. by 1,040 Mcf daily.

The application indicates that the total estimated cost of the proposed facilities is $43,471,000, which cost will be financed initially by short-term loans and cash on hand, pending long-term financing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (157.10) on or before February 3, 1969.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,
Secretary.

[F.R. Doc. 69–454; Filed, Jan. 14, 1969; 8:45 a.m.]

FEDERAL RADIATION COUNCIL

RADIATION PROTECTION GUIDANCE FOR FEDERAL AGENCIES

Memorandum for the President

DECEMBER 27, 1968.

Pursuant to Executive Order 10831 and Public Law 86–373, the Federal Radiation Council transmits to you additional information and recommendations for the guidance of Federal agencies in their conduct of radiation protection activities as they apply to the underground mining of uranium ore.

As noted in its July 21, 1967, memorandum for the President, the Council stated that in approximately 1 year it would review its guidance for radiation protection in uranium mining, and if indicated the recommendations would be changed accordingly. The three recommendations were:

1. Occupational exposure to radon daughters in underground uranium mines be controlled so that no individual miner will receive an exposure of more than 6 WLM in any consecutive 3-month period and no more than 12 WLM in any consecutive 12-month period. Actual exposures should be kept as far below these values as practicable.

2. Areas in underground uranium mines, whether normally or occasionally occupied, be monitored for the concentration of radon daughters in mine air. The location and frequency of taking samples should be determined in relation to compliance with recommendation number 1.

3. Appropriate records of the exposure from radon daughters in the mine air received by individuals working in uranium mines be established and maintained.

As used in this memorandum, the "Working Level" (WL) is defined as any combination of the short-lived radon daughters in one liter of air that will result in the ultimate emission of 1.3×10^5 MeV of potential alpha energy. Exposure to these radon daughters over a period of time may be expressed in terms of Working Level Months (WLM). Inhalation of air containing a radon daughter concentration of 1 WL for 170 hours results in an exposure of 1 WLM.

For its review the Council had the following information, which was developed over the past 18 months.

(a) Three reports from a special task group established to review progress made in radiation protection practices in uranium mines. The task group consisted of representatives of Federal and State agencies, industry, labor, medical, and standard-setting organizations.

(b) A report by the Resource Management Corporation on a short-term study of the impact of uranium mining safety standards on the uranium producing and nuclear power industries.

(c) A report by the advisory committee to the FRC from the Division of Medical Sciences of the National Academy of Sciences-National Research Council (NAS–NRC). This report, "Radiation Exposure of Uranium Miners," included a review of the testimony presented in the 1967 hearings of the Joint Committee on Atomic Energy, as well as the updated epidemiology study conducted by the U.S. Public Health Service.

(d) U.S. Department of Labor hearings on Radiation Standards for Mining under the Walsh-Healey Public Contracts Act, November 20 and 21, 1968.

On the basis of its review of the information, the Council has reached the following conclusions:

1. That available data are still insufficient, though somewhat more complete than they were when the Council made its recommendations to the President on July 21, 1967, to determine an exposure level at or below which underground uranium miners may be exposed without significantly increased risk of lung cancer.

2. That available data indicate a higher than expected mortality rate in the lower exposure categories (i.e., less than 840 WLM) as well as in the higher categories (i.e., larger than 840 WLM).

The Council therefore recommends that:

1. Occupational exposure to radon daughters in underground uranium mines be controlled so that no individual miner will receive an exposure of more than 6 WLM in any consecutive 3-month period and no more than 12 WLM in any consecutive 12-month period. Actual exposures should be kept as far below these values as practicable.

2. Areas in underground uranium mines, whether normally or occasionally occupied, be monitored for the concentration of radon daughters in mine air. The location and frequency of taking samples should be determined in relation to compliance with recommendation number 1.

3. Appropriate records of the exposure from radon daughters in the mine air received by individuals working in uranium mines be establishd and maintained.

4. As a policy measure of prudence the agencies having responsibility for regulating the uranium mining industry be advised that the Federal Radiation Council recommends an annual exposure level of 4 WLM as of January 1, 1971.

5. Prior to this date, the Council will consider all pertinent information including epidemiological data, miner exposure records, health considerations, mining practices and costs thereof, and applicable research and development results, to determine whether or not to modify this recommendation.

6. The uranium mining industry is urged to continue efforts to progressively lower exposure levels in the mines so that the anticipated 4 WLM standard can be attained by January 1, 1971.

7. To assist the Council in its periodic review of radiation protection in uranium mines an interagency group will be established with representation from agencies of the Council. This group will keep all relevant information and developments under continuing surveillance and make reports to the Council in advance of its periodic review.

8. Agencies having responsibility for the protection of underground uranium miners should establish levels of radon daughter concentrations in underground uranium mines above which (a) occupancy would be restricted or prohibited, and (b) action would be required to reduce concentrations. Such limits on concentrations are intended to assist in ensuring that exposures of individual miners are held within the approved guidance. In general, adequate control of the environment is recommended over achieving compliance with the exposure guide by distributing exposures over a larger number of miners..

Cigarette smoking in uranium mines. As noted in the task group reports and the report of the NAS-NRC advisory committee to the FRC, existing data strongly suggest that cigarette smokers among the underground uranium miners are particularly susceptible to lung cancer. This may be a synergistic effect between the inhalation of cigarette smoke

and radon daughter products or other materials associated with uranium mining. Therefore, the Council urges that concerted effort be made by all concerned to discourage cigarette smoking by underground uranium miners.

If the foregoing recommendations are approved by you for the guidance of Federal agencies in the conduct of their radiation protection activities, it is further recommended that this memorandum be published in the FEDERAL REGISTER.

WILBUR J. COHEN,
Chairman.

The recommendations in the preceding memorandum are approved for the guidance of Federal agencies, and the memorandum shall be published in the FEDERAL REGISTER.

LYNDON B. JOHNSON.

JANUARY 11, 1969.

[F.R. Doc. 69-564; Filed, Jan. 14, 1969; 8:51 a.m.]

GENERAL SERVICES ADMINISTRATION

[Federal Property Management Regulations Temporary Regulation F-37]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the customer interest of the Federal Government in a telecommunications service rate proceeding.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, et seq., as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the interests of the executive agencies of the Federal Government before the Washington Utilities and Transportation Commission in a proceeding involving service rates of the Pacific Northwest Bell Telephone Co. (Washington Utilities and Transportation Commission Cause No. U-9880).

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

Dated: January 3, 1969.

LAWSON B. KNOTT, JR.
Administrator of General Services.

[F.R. Doc. 69-510; Filed, Jan. 14, 1969; 8:49 a.m.]

SECURITIES AND EXCHANGE COMMISSION

DUMONT CORP.

Order Suspending Trading

JANUARY 9, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the Class A and Class B common stock of Dumont Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period January 10, 1969, through January 19, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 69-466; Filed, Jan. 14, 1969; 8:46 a.m.]

[File Nos. 7-3019, 7-3020]

DYNALECTRON CORP., AND SANTA FE INDUSTRIES, INC.

Notice of Applications for Unlisted Trading Privileges and of Opportunity for Hearing

JANUARY 9, 1969.

In the matter of applications of the Philadelphia - Baltimore - Washington Stock Exchange for unlisted trading privileges in certain securities.

The above-named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stocks of the following companies, which securities are listed and registered on one or more other national securities exchanges:

	File No.
Dynalectron Corp	7-3019
Santa Fe Industries, Inc	7-3020

Upon receipt of a request, on or before January 24, 1969, from any interested person, the Commission will determine whether the application with respect to any of the companies named shall be set down for hearing. Any such request should state briefly the title of the security in which he is interested, the nature of the interest of the person making the request, and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on any of the said applications by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing with respect to any particular application, such application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 69-467; Filed, Jan. 14, 1969; 8:46 a.m.]

MAJESTIC CAPITAL CORP.

Order Suspending Trading

JANUARY 9, 1969.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Majestic Capital Corp., Encino, Calif., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period January 10, 1969, through January 19, 1969, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 69-468; Filed, Jan. 14, 1969; 8:47 a.m.]

[812-2406]

MESA PETROLEUM CO.

Notice of Filing of Application for Order of Temporary Exemption

JANUARY 9, 1969.

Notice is hereby given that Mesa Petroleum Co. ("Applicant") 1501 Taylor, Amarillo, Tex. 79105, a Delaware corporation, has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order of the Commission temporarily exempting it from section 7 of the Act. Applicant, in requesting such temporary exemption, has agreed that it and other persons in their transactions and relations with it shall be subject to all other provisions of the Act and the rules and regulations thereunder as though Applicant were a registered investment company, other than the following: Section 8, section 10(a), subsections (f), (g), (h), and (i) of section 17, section 18 (except subsection (d) thereof), section 20(a), section 23, section 30 (except subsection (f) thereof), section 31, and section 32 (a) (but only until the next annual meeting of stockholders) of the Act, and the rules and regulations thereunder. All interested persons are referred to

the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

On November 7, 1968, Applicant filed an application pursuant to section 3(b)(2) of the Act for an order of the Commission declaring it to be primarily engaged in a business or businesses other than that of investing, reinvesting, owning, holding, or trading in securities, either directly or (A) through majority-owned subsidiaries or (B) through controlled companies conducting similar types of businesses. Section 3(b)(2) provides that the filing of an application thereunder shall exempt an applicant for a period of 60 days from all provisions of the Act applicable to investment companies as such.

The 60-day period of exemption provided in section 3(b)(2) of the Act, expired, in Applicant's case, on January 7, 1969. Applicant, which has not registered as an investment company under the Act, now requests by this application that it be exempted until the Commission acts upon its application under section 3(b)(2) of the Act.

Section 6(c) provides that the Commission, by order upon application, may conditionally or unconditionally exempt any person from any provision or provisions of the Act, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Section 6(e) provides that, if, in connection with any order under section 6 exempting any investment company from section 7, the Commission deems it necessary or appropriate in the public interest or for the protection of investors that certain specified provisions of the Act pertaining to registered investment companies shall be applicable in respect of such company, the provisions so specified shall apply to such company, and to other persons in their transactions and relations with such company, as though such company were a registered investment company.

Notice is further given that any interested person may, not later than January 24, 1969, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the Applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).[1]

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 69-469; Filed, Jan. 14, 1969; 8:47 a.m.]

[File No. 7-3018]

SANTA FE INDUSTRIES, INC.

Notice of Application for Unlisted Trading Privileges and of Opportunity for Hearing

JANUARY 9, 1969.

In the matter of application of the Pacific Coast Stock Exchange for unlisted trading privileges in a certain security.

The above-named national securities exchange has filed an application with the Securities and Exchange Commission pursuant to section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stock of the following company, which security is listed and registered on one or more other national securities exchange:

Santa Fe Industries, Inc.; File No. 7-3018.

Upon receipt of a request, on or before January 24, 1969, from any interested person, the Commission will determine whether the application shall be set down for hearing. Any such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on the said application by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing, this application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 69-470; Filed, Jan. 14, 1969; 8:47 a.m.]

[1] The assignment of this number to the Commission's "Findings and Order" of Jan. 3, 1969, in re Joseph V. Shields, Jr., et al. was inadvertent and has been canceled.

DEPARTMENT OF LABOR

Office of the Secretary

[Secretary's Order No. 21-68]

McNAMARA-O'HARA SERVICE CONTRACT ACT OF 1965

Redelegation of Authority and Assignment of Responsibility for Administration and Enforcement

1. *Purpose.* To redelegate authority and assign responsibility for the performance of functions assigned to the Assistant Secretary for Labor-Management Relations by Secretary's Order 17-68 (33 F.R. 15576) as they relate to the McNamara-O'Hara Service Contract Act (Public Law 89-286).

2. *Background.* The McNamara-O'Hara Service Contract Act of 1965 is designed to require that contracts by the United States in excess of $2,500 for furnishing services contain provisions specifying the minimum monetary wages and fringe benefits to be paid to various classes of service employees in the performance of the contract as determined by the Secretary in accordance with prevailing rates for such employees in the locality but not in any case lower than the minimum specified in section 6(a)(1) of the Fair Labor Standards Act of 1938, as amended (52 Stat. 1060; 29 U.S.C. 201 et seq.). The Act also requires the section 6(a) Fair Labor Standards Act rate to be applied to work under service contracts which do not exceed $2,500.

Provision is made for enforcement by withholding contract payments in a sum equal to underpayments of compensation due employees; cancellation and reward of contracts where violations are found, charging additional costs to the original contractor; 3 years ineligibility for further contracts for those found to have violated the Act; and actions in court to recover underpayments of compensation due.

The Secretary is authorized to make regulations, issue orders, hold hearings, and make decisions under the Act and make regulations allowing reasonable variations, tolerances, and exemptions to and from any or all of its provisions.

Secretary's Order 17-68 assigned responsibilities under the McNamara-O'Hara Service Contract Act, with the exception of provisions related to safety activities, to the Assistant Secretary for Labor-Management Relations with the authority to redelegate such authority except as that order delimited such redelegation hence this order.

3. *Redelegation of Authority and Assignment of Responsibility.* The Administrator of the Wage and Hour and Public Contracts Divisions shall have the authority and responsibility for: (a) Determining minimum wages and fringe benefits pursuant to section 2(a) of the Act; (b) issuing interpretations with respect to the Act and regulations thereunder upon the advice of the Solicitor; (c) authorizing and instituting appropriate investigations and prosecuting inquiries

with respect to possible violations of the Act; (d) reviewing findings and decisions of the hearing examiners in administrative enforcement proceedings that relate to his assigned responsibilities and making revised findings, conclusions, and decisions pursuant to section 8 of the Administrative Procedure Act as well as reviewing and modifying recommendations concerning application of the ineligibility list sanction; (e) making exceptions, limitations, variations, tolerances, and exemptions from the provisions of the Act; (f) making disbursements from the deposit fund directly to the underpaid employees from any accrued underpayments withheld under the Act; (g) issuing, amending, or rescinding of such rules and regulations as he may deem to be necessary or advisable to carry out his assigned responsibilities under the Act; and (h) making appropriate arrangements with the contracting agencies pursuant to section 3 of the Act and for their cooperation in carrying out its provisions.

4. *Effective date.* This order is effective immediately.

Signed at Washington, D.C., this 9th day of October 1968.

THOMAS R. DONAHUE,
Assistant Secretary for Labor-Management Relations.

[F.R. Doc. 69-484; Filed, Jan. 14, 1969; 8:48 a.m.]

Wage and Hour Division

NATIONAL HOTEL CO. AND MENGER HOTEL

Proceedings To Determine Amount of Tips Received and Creditable Toward Wages Due Under Fair Labor Standards Act of 1938

Pursuant to authority in section 3(m) of the Fair Labor Standards Act of 1938 (29 U.S.C. 203(m)), Reorganization Plan No. 6 of 1950 (3 CFR 1949–53 Comp., p. 1004), Order No. 19–67 of the Secretary of Labor (32 F.R. 12980), and 29 CFR 531.7, and the order of the U.S. District Court of the Western District of Texas, San Antonio Division, dated and filed on November 20, 1968, in Wirtz v. National Hotel Company and Menger Hotel, Civil Action No. 68–83–SA, and upon request of the affected employees, the Administrator of the Wage and Hour Division, proposes to determine the amount of tips received by the employees of the National Hotel Co. and the Menger Hotel in San Antonio, Tex., which amount may be credited by the employers against wages due under the Fair Labor Standards Act of 1938, as amended. Interested persons may submit written data, views, or argument pertinent to this question by mail to Mr. William J. Rogers, Regional Director, Wage and Hour Division, U.S. Department of Labor, 340 Mayflower Building, 411 North Akard Street, Dallas, Tex. 75201, not later than February 15, 1969.

Opportunity will be provided for interested persons to make oral presentation of data, views, or arguments before a hearing examiner appointed under 5 U.S.C. 3105, in Court Room No. 2, third floor of the Federal Building, San Antonio, Tex., at 10 a.m. on February 25, 1969.

Notice of intention to appear should be filed with Mr. William J. Rogers, Regional Director, Wage and Hour Division, U.S. Department of Labor, 340 Mayflower Building, 411 North Akard Street, Dallas, Tex. 75201, not later than February 15, 1969.

All those making oral presentations shall be subject to cross-examination by counsel for the National Hotel Co. and the Menger Hotel and counsel for the Government. The hearing examiner shall govern the course of the proceeding, hold presentations to relevant matters, govern the content of the record, have disciplinary power to exclude persons from the room where oral presentations are made, see that the proceedings are stenographically reported and transcripts made available to persons participating on payment of fees therefor. The hearing examiner shall certify the record, together with his recommended findings, to the Administrator for consideration of all relevant matters presented and resolution of the issues.

Upon the publication of this notice the National Hotel Co. and the Menger Hotel shall notify their employees of the place, date, and the purpose of the hearing hereby announced by posting copies of this notice in conspicuous places on their premises.

Signed at Washington, D.C., this 31st day of December 1968.

CLARENCE T. LUNDQUIST,
Administrator.

[F.R. Doc. 69-464; Filed, Jan. 14, 1969; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 1259]

MOTOR CARRIER APPLICATION

JANUARY 10, 1969.

No. MC 66562 (Sub-No. 2314) (correction), filed May 29, 1968, and published FEDERAL REGISTER, issue of November 23, 1968, and republished in part as corrected this issue. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York, N.Y. 10017. Applicant's representatives: John C. Ashton and William H. Marx (same address as applicant). Notice of the filing of this application appeared in the FEDERAL REGISTER, issue of November 23, 1968. There are several corrections, which are as follows: Route 10–33(b), appeared on page 17522 of the FEDERAL REGISTER as follows: (b) Between Birmingham, Ala., and Selma, Ala.: From Atlanta over U.S. Highway 78 to 11 to Bessemer, thence over Alabama Highway 150 to junction U.S. Highway 31, thence over U.S. High-31 to junction Alabama Highway 119, thence over Alabama Highway 119 to Montevallo, thence over Alabama Highway 25 to junction U.S. Highway 31, thence over U.S. Highway 31 to junction Alabama Highway 191, thence over Alabama Highway 191 to junction Alabama Highway 22, thence over Alabama Highway 22 to Selma, and return over the same route. 10–33(b) should read as follows: (b) Between Birmingham, Ala., and Selma, Ala.: From Birmingham over U.S. Highway 11 to Bessemer, thence over Alabama Highway 150 to junction U.S. Highway 31, thence over U.S. Highway 31 to junction Alabama Highway 119, thence over Alabama Highway 119 to Montevallo, thence over Alabama Highway 25 to junction U.S. Highway 31, thence over U.S. Highway 31 to junction Alabama Highway 191, thence over Alabama Highway 191 to junction Alabama Highway 22, thence over Alabama Highway 22 to Selma, and return over the same route. The remainder of the route remains as previously published. Route 10–24, between Atlanta, Ga., and Rome, Ga., on page 17524 should read: Route 10–42 "Between Atlanta, Ga., and Rome, Ga."

Route 17–29, between Savanna and Galena, Ill., which appeared on page 17551 as follows: From Savanna, Ill., north over Illinois Highway 84 to junction Illinois Highway 84 and U.S. Highway 20 (near Elizabeth, Ill.), thence northwest over U.S. Highway 20 (the same route) way to Galena, Ill., and return over; should read as follows: 17–29 between Savanna and Galena, Ill. From Savanna, Ill., north over Illinois Highway 84 to junction Illinois Highway 84 and U.S. Highway 20 (near Elizabeth, Ill.), thence northwest over U.S. Highway 20 to Galena, Ill., and return over the same route. Route 19–6(b) which appeared at page 17560: 19–6(b) between Garden City, Kans., and Pratt, Kans. From Dodge City, Kans., over U.S. Highway 154 to junction U.S. Highway 54, thence over U.S. Highway 54 to Pratt, Kans., thence over U.S. Highway 281 to St. John, Kans., thence over U.S. Highway 281 to junction U.S. Highway 50, thence over U.S. Highway 50 to Stafford, Kans., and return over the same route, serving the intermediate and/or off-route points of Greensburg, St. John, Stafford, Lewis, and Kinsley, Kans. From Stafford, Kans., over U.S. Highway 50 to Dodge City, Kans., and return over the same route, serving no intermediate points. This should have read: 19–6(a) between Dodge City, Kans., and Pratt, Kans. From Dodge City, Kans., over U.S. Highway 154 to junction U.S. Highway 54, thence over U.S. Highway 54 to Pratt, Kans., thence over U.S. Highway 281 to St. John, Kans., thence over U.S. Highway 281 to junction U.S. Highway 50, thence over U.S. Highway 50 to Stafford, Kans., and return over the same route, serving the intermediate and/or off-route points of Greensburg, St. John, Stafford, Lewis, and Kinsley, Kans. From Stafford, Kans., over U.S. Highway 50 to Dodge City, Kans., and return over the same route serving no intermediate points. NOTE: The rest of the application presently remains as previously published, and

the time for filing of protests to the application still stands as January 22, 1969, as noticed in the FEDERAL REGISTER issue of December 13, 1968.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 69-516; Filed, Jan. 14, 1969; 8:50 a.m.]

[Notice 533]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

JANUARY 10, 1969.

The following letter-notices of proposals to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission, under the Commission's Deviation Rules Revised, 1957 (49 CFR 211.1(c)(8)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 211.1(d)(4)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 211.1(e)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Deviation Rules Revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

No. MC 35628 (Deviation No. 26), INTERSTATE MOTOR FREIGHT SYSTEM, 134 Grandville Avenue SW., Grand Rapids, Mich. 49502, filed December 31, 1968. Carrier proposes to operate as a *common carrier,* by motor vehicle, of *general commodities,* with certain exceptions, over a deviation route as follows: Between Cincinnati, Ohio, and Moline, Ill., over Interstate Highway 74, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Cincinnati, Ohio, over U.S. Highway 52 to Lafayette, Ind., thence over Indiana Highway 43 to junction U.S. Highway 421, thence over U.S. Highway 421 to Michigan City, Ind., thence over U.S. Highway 12 to Chicago, Ill., thence over U.S. Highway 34 to junction Illinois Highway 92, thence over Illinois Highway 92 to junction Illinois Highway 2, thence over Illinois Highway 2 to Moline, Ill., and return over the same route.

No. MC 35628 (Deviation No. 27), INTERSTATE MOTOR FREIGHT SYSTEM, 134 Grandville Avenue SW., Grand Rapids, Mich. 49502, filed January 3, 1969. Carrier proposes to operate as a *common carrier,* by motor vehicle, of *general commodities,* with certain exceptions, over deviation routes as follows: (1) From Harrisburg, Pa., over U.S. Highway 11 to junction Interstate Highway 81, thence over Interstate Highway 81 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 70S, thence over Interstate Highway 70S to Washington, D.C., and (2) from Indianapolis, Ind., over Interstate Highway 65 to junction Interstate Highway 90, thence over Interstate Highway 90 to Chicago, Ill., and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Harrisburg, Pa., over U.S. Highway 111 to Baltimore, Md., thence over U.S. Highway 1 to Washington, D.C., and (2) from Indianapolis, Ind., over U.S. Highway 52 to Lafayette, Ind., thence over Indiana Highway 43 to junction U.S. Highway 421, thence over U.S. Highway 421 to Michigan City, Ind., thence over U.S. Highway 12 to Chicago, Ill., and return over the same routes.

No. MC 68078 (Deviation No. 8), CENTRAL MOTOR EXPRESS, INC., 2909 South Hickory Street, Chattanooga, Tenn. 37407, filed January 3, 1968. Carrier's representative: Blaine Buchanan, 1024 James Building, Chattanooga, Tenn. Carrier proposes to operate as a *common carrier,* by motor vehicle, of *general commodities,* with certain exceptions, over a deviation route as follows: Between junction U.S. Highway 72 and Interstate Highway 24 near Chattanooga, Tenn., and junction U.S. Highway 72 and Interstate Highway 24 near Kimball, Tenn., over Interstate Highway 24, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Chattanooga, Tenn., over U.S. Highway 72 to Huntsville, Ala., thence over Alternate U.S. Highway 72 to Decatur, Ala., thence over U.S. Highway 31 to Cullman, Ala., and return over the same route.

No. MC 68078 (Deviation No. 9), CENTRAL MOTOR EXPRESS, INC., 2909 South Hickory Street, Chattanooga, Tenn. 37407, filed January 3, 1969. Carrier's representative: Blaine Buchanan, 1024 James Building, Chattanooga, Tenn. Carrier proposes to operate as a *common carrier,* by motor vehicle, of *general commodities,* with certain exceptions, over a deviation route as follows: From junction U.S. Highway 11 and Tennessee Highway 95, at Lenoir City, Tenn., over Tennessee Highway 95 (an access road) to junction Interstate Highway 75, thence over Interstate Highway 75 to Knoxville, Tenn., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: Between Knoxville, Tenn., and Lenoir City, Tenn., over U.S. Highway 11.

No. MC 109265 (Deviation No. 14), W. L. MEAD, INC., Post Office Box 31, Norwalk, Ohio 44857, filed January 2, 1969. Carrier proposes to operate as a *common carrier,* by motor vehicle, of *general commodities,* with certain exceptions, over deviation routes as follows: (1) From junction Alternate U.S. Highway 30 and Interstate Highway 80 (near Chicago, Ill.), over Interstate Highway 80 to junction Interstate Highways 80–90, and (2) from Chicago, Ill., over Interstate Highway 90 to junction Interstate Highway 80–90 (Indiana Toll Road), thence over Interstate Highway 80–90 to junction Ohio Toll Road, thence over Interstate Highway 80–90 (Ohio Toll Road) to Interchange No. 9 (Ohio Highway 10), and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Boston, Mass., over U.S. Highway 20 via Worcester, Mass., Albany, Waterloo, and Depew, N.Y., and Cleveland, Ohio, to Norwalk, Ohio; (2) from Boston, Mass., to Cleveland, Ohio, as specified above, thence over Ohio Highway 10 to junction U.S. Highway 20 near Oberlin, Ohio; (3) from Norwalk, Ohio, over U.S. Highway 20 to junction Ohio Highway 4, thence over Ohio Highway 4 to Attica, Ohio; (4) from Attica, Ohio, over U.S. Highway 224 to Findlay, Ohio; (5) from Findlay, Ohio, over U.S. Highway 75 to Lima, Ohio; and (6) from Lima, Ohio, over U.S. Highway 30S to Delphos, Ohio, thence over U.S. Highway 30 via Van Wert, Ohio, to junction city U.S. Highway 30 (formerly portion U.S. Highway 30), thence over city U.S. Highway 30 via Fort Wayne, Ind., to junction U.S. Highway 30, thence over U.S. Highway 30 to junction unnumbered highway (formerly portion U.S. Highway 30), thence over unnumbered highway via Columbia City, Ind., to junction U.S. Highway 30, thence over U.S. Highway 30 via Valparaiso, Ind., to junction Alternate U.S. Highway 30, thence over Alternate U.S. Highway 30 to Chicago, Ill., and return over the same routes.

No. MC 110325 (Deviation No. 17), TRANSCON LINES, 1206 South Maple Avenue, Los Angeles, Calif. 90015, filed December 23, 1968. Carrier proposes to operate as a *common carrier,* by motor vehicle, of *general commodities,* with certain exceptions, over a deviation route as follows: From Columbus, Ohio, over Interstate Highway 70 to Gate 8 of the Pennsylvania Turnpike, thence over U.S. Highway 119 to Greensburg, Pa., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Cleveland, Ohio, over U.S. Highway 42 to junction unnumbered highway near Ashland, Ohio, thence over unnumbered highway via Ashland to junction U.S. Highway 42, thence over U.S. Highway 42 via Bellepoint, Ohio, to junction U.S. Highway 40 at or near Lafayette, Ohio, thence over U.S. Highway 40 to junction unnumbered highway near

Summerford, Ohio, thence over unnumbered highway via Summerford to junction U.S. Highway 40, thence over U.S. Highway 40 to junction unnumbered highway near South Vienna, Ohio, thence over unnumbered highway via South Vienna to junction U.S. Highway 40, thence over U.S. Highway 40 to junction Ohio Highway 440 (formerly portion U.S. Highway 40), thence over Ohio Highway 440 to junction U.S. Highway 40, thence over U.S. Highway 40 to Indianapolis, Ind.; (2) from Marion, Ohio, over U.S. Highway 23 to Columbus, Ohio, thence over U.S. Highway 40 to Lafayette, Ohio; (3) from Toledo, Ohio, over U.S. Highway 23 to Fostoria, Ohio, thence over Ohio Highway 18 to Tiffin, Ohio, thence over U.S. Highway 224 to junction U.S. Highway 21, thence over U.S. Highway 30 to Pittsburgh, Pa.; and (4) from Pittsburgh, Pa., over U.S. Highway 30 via Breezewood, Pa., to Gettysburg, Pa., thence over U.S. Highway 140 to Baltimore, Md. (also from Breezewood over Interstate Highway 70 (formerly Pennsylvania Highway 126) to junction Pennsylvania Highway 484 (formerly Pennsylvania Highway 226), thence over Pennsylvania Highway 484 to Warfordsburg, Pa., thence over U.S. Highway 522 to Hancock, Md., thence over U.S. Highway 40 to Baltimore), and return over the same routes.

No. MC 113981 (Deviation No. 2), VEGAS TRUCKING & MOVING CO., 2851 Cedar Street, Las Vegas, Nev. 89104, filed December 31, 1968. Carrier's representative: William J. Lippman, 1824 R Street NW., Washington, D.C. 20009. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Las Vegas, Nev., over Interstate Highway 15 to Barstow, Calif., thence over California Highway 58 to Bakersfield, Calif., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Las Vegas, Nev., over U.S. Highway 91 to junction Nevada Highway 16, thence over Nevada Highway 16 to Pahrump, Nev., thence over Nevada Highway 52 to the Nevada-California State line, thence over California Highway 52 to Shoshone, Calif.; (2) from Pahrump, Nev., over Nevada Highway 52 to the Nevada-California State line, thence over California Highway 52 to Shoshone, Calif., thence over California Highway 127 to Death Valley Junction, Calif., thence over unnumbered highway to junction California Highway 212 approximately 7 miles south of Trona, Calif., thence over California Highway 212 to junction California Highway 14 (formerly U.S. Highway 6), approximately 4 miles west of Inyokern, Calif., thence over California Highway 14 to Freeman, Calif., thence over California Highway 178 to Bakersfield, Calif.; and (3) from junction Nevada Highway 538 and unnumbered county highway, about 17 miles southeast of Pahrump, Nev., over unnumbered county highway to the California-Nevada State line, thence over unnumbered Inyo County, Calif., road to Tecopa, Calif., and return over the same routes.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 69-517; Filed, Jan. 14, 1969; 8:50 a.m.]

[Notice 1257]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

JANUARY 10, 1969.

The following publications are governed by the new Special Rule 1.247 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of December 3, 1963, which became effective January 1, 1964.

The publications hereinafter set forth reflect the scope of the applications as filed by applicant, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

APPLICATIONS ASSIGNED FOR ORAL HEARING

MOTOR CARRIERS OF PROPERTY

No. MC 109994 (Sub-No. 27), filed December 26, 1968. Applicant: SIZER TRUCKING, INC., Box 97, East Highway 94, Rochester, Minn. Applicant's representative: Donald A. Morken, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Duluth, Minn., to points in North Dakota, South Dakota, Nebraska, Iowa, Missouri, Wisconsin, Illinois, Indiana, Kentucky, Michigan, Ohio, Pennsylvania, West Virginia, Virginia, Maryland, Delaware, New Jersey, New York, Massachusetts, Connecticut, Rhode Island, Vermont, New Hampshire, Maine, District of Columbia, Tennessee, North Carolina, South Carolina, Alabama, Georgia, Florida, Arkansas, Mississippi, and Louisiana.

HEARING: February 3, 1969, in Room B-29, Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, Minn., before Examiner Joseph M. May.

No. MC 70272 (Sub-Nos. 28 and 29) (Republication), filed May 9, 1968, and June 21, 1968, and published in the FEDERAL REGISTER issues of May 30, 1968, June 20, 1968; and July 11, 1968, respectively, and republished this issue. Applicant: KING VAN LINES, INC., Post Office Box 18268, Wichita, Kans. 67218. Applicant's representative: H. Charles Ephraim, 1411 K Street NW., Washington, D.C. 20005. By consolidated applications filed May 9, 1968 and June 21, 1968, as amended, King Van Lines, Inc., of Wichita, Kans., seeks two certificates of public convenience and necessity authorizing operations, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of used household goods, restricted to shipments moving in containers and having a prior or subsequent movement by rail, water, or air, and moving on through bills of lading of freight forwarders, in No. MC-70272 (Sub-No. 28), between points in Kansas, and, in No. 70272 (Sub-No. 29), between points in San Diego, Orange, Riverside, and Los Angeles Counties, Calif. A report of the Commission Review Board No. 2, decided December 16, 1968, and served January 3, 1969, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of used household goods, restricted to the transportation of traffic having a prior or subsequent movement, in containers, beyond the points authorized, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such traffic; (1) in No. MC-70272 (Sub-No. 28); (a) between points in Sedgwick, Harvey, Butler, Cowley, Sumner, and Reno Counties, Kans.; (b) between points in Saline, Ellsworth, Barton, Rice, and McPherson Counties, Kans.; (c) between points in Finney, Gray, and Ford Counties, Kans.; and (d) between points in Leavenworth, Wyandotte, Jefferson, and Shawnee Counties, Kans.; and (2) in No. MC-70272 (Sub-No. 29), between points in San Diego, County, Calif.; that applicant is fit, willing, and able properly to conduct such operations and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other parties, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of the certificates in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file a petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 115022 (Sub-No. 15) (Republication), filed August 7, 1968, published in the FEDERAL REGISTER issue of August 29, 1968, and republished this issue. Applicant: CHAMBERLAIN MOBILE-HOME TRANSPORT, INC., 64 East Main Street, Thomaston, Conn. 06787. By application filed August 7, 1968, applicant seeks a certificate of public convenience and necessity authorizing operation in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of mobile homes, designed to be drawn by passenger automobiles, in initial movement, from points in Hartford County, Conn., to the District of Columbia, and points

in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin. An order of the Commission, Operating Rights Board, dated December 13, 1968, and served December 30, 1968, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of *trailers,* designed to be drawn by passenger automobiles, in initial movements, and buildings, in sections, mounted on wheeled undercarriages with hitchball connector, from points in Hartford County, Conn., to the District of Columbia, and to points in Alabama, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder; because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file a petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

APPLICATIONS FOR CERTIFICATES OR PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION GOVERNED BY SPECIAL RULE 1.240 TO THE EXTENT APPLICABLE

No. MC 80430 (Sub-No. 128), filed December 18, 1968. Applicant: GATEWAY TRANSPORTATION CO., INC., 2130 South Avenue, LaCrosse, Wis. 54601. Applicant's representatives: Drew L. Carraway, 618 Perpetual Building, Washington, D.C. 20004, and Joseph E. Ludden (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *General commodities* (except livestock, those of unusual value, classes A and B explosives, commodities in bulk, household goods as defined by the Commission, commodities injurious or contaminating to other lading, and those requiring special equipment); (1) between Freeport and Bryon, Ill., from Freeport over U.S. Highway 20 to junction Illinois Highway 73, thence over Illinois Highway 73 to junction Illinois Highway 72, thence over Illinois Highway 72 to Byron, and return over the same route, serving the intermediate and off-route points of Pearl City, Kent, Lanark, Mount Carroll, Chadwick, Milledgeville, Shannon, Harper, Forreston, Maryland, Haldone, Brookville, Adeline, and Leaf River; (2) between Rockford and Lena, Ill., from Rockford over U.S. Highway 20 to junction Illinois Highway 73, thence over Illinois Highway 73 to Lena, and return over the same route, serving the intermediate and off-route points of Winnebago, Pecatonica, Durand, Davis, Rock City, Dakota, Freeport, Elroy and Waddams Grove;

(3) Between Rockford and Morrison, Ill., from Rockford over Illinois Highway 2 to junction U.S. Highway 30, thence over U.S. Highway 30 to Morrison, and return over the same route, serving the intermediate and off-route points of Byron, Oregon, Mount Morris, Grand Detour, Dixon, Nachusa, Franklin Grove, Polo, Sterling, Rock Falls, and Emerson; (4) between Rockford and De Kalb, Ill., from Rockford over U.S. Highway 51 to junction Illinois Highway 72, thence over Illinois Highway 72 to junction Illinois Highway 23, thence over Illinois Highway 23 to De Kalb; (a) return from De Kalb over Illinois Highway 23 to junction Illinois Highway 64, thence over Illinois Highway 64 to junction U.S. Highway 51, thence over U.S. Highway 51 to Rockford; and (b) also return from De Kalb over U.S. Highway 30 to junction U.S. Highway 51, thence over U.S. Highway 51 to Rockford, serving the intermediate and off-route points of New Melford, Davis Junction, Stillman Valley, Monroe Center, Fairdale, Kirkland, Kingston, Genoa, Sycamore, Clare, De Kalb, Cortland, Maple Park, Malta, Creston, Tochelle, Flagg, Ashton, Chana, Kings, Esmond, Lindenwood, and Holcomb; (5) between Rockford and Durnad, Ill., over Illinois Highway 70, serving all intermediate points; (6) between Oregon, Ill., and Lanark, Ill., from Oregon, over Illinois 64 to junction Illinois Highway 72, thence Illinois Highway 72 to Lanark and return over the same route, serving all intermediate routes; (7) between Sterling and Mount Carroll, Ill., over Illinois Highway 88, serving all intermediate points; and (8) between Mount Carroll and Morrison, Ill., over Illinois Highway 78, serving all intermediate points. NOTE: Applicant states that service is to be restricted to the transportation of freight as moved by rail from a rail concentration point to whch it has been hauled by truck between Mount Carroll and Savannah over U.S. Highway 52 and Hampshire and Pingree Grove, Ill., over Illinois Highway 72 and U.S. Highway 20. This application is directly related to MC-F-10331, published FEDERAL REGISTER issue of December 18, 1968. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 1.240).

MOTOR CARRIERS OF PROPERTY

No. MC-F-10349. Authority sought for control by CITY LEASING CORP., 13901 Mica Street, Santa Fe Springs, Calif. 90670, of BURTON TRUCK & TRANSFER CO., 5501 East Century Boulevard, Lynwood, Calif. 90263, and for acquisition by CHARLES W. OWEN, also of Santa Fe Springs, Calif., of control of BURTON TRUCK & TRANSFER CO., through the acquisition by CITY LEASING CORP. Applicants' attorney: R. Y. Schureman, 1545 Wilshire Boulevard, Los Angeles, Calif. 90017. Operating rights sought to be controlled: Under a certificate of registration, in Docket No. MC-3853 Sub-3, covering the transportation of general commodities, as a common carrier, in intrastate commerce, within the State of California. CITY LEASING CORP., hold no authority from this Commission. However, its controlling stockholder controls; (1) CITY TRANSFER, INC., 13901 Mica Street, Santa Fe Springs, Calif., which is authorized to operate as a *common carrier* in California, and under a certificate of registration within the State of California; and (2) CITY VAN & STORAGE, 1141 Caspian Avenue, Long Beach, Calif., which is authorized to operate as a *common carrier* in California. Application has been filed for temporary authority under section 210a(b).

No. MC-F-10350. Authority sought for purchase by PHILIPP TRANSIT LINES, INC., Highway 100 East (Post Office Box 335), Washington, Mo. 63090, of the operating rights and property of SUDDEN SERVICE BONDED HAULING CO., Highway 50, Union, Mo. 63084, and for acquisition by PAUL F. PHILIPP, 512 West 10th Street, Washington, Mo., of control of such rights through the purchase. Applicants' attorney: Ferdinand Born, 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Operating rights sought to be transferred: *General commodities,* excepting, among others, household goods and commodities in bulk, as a *common carrier,* over regular routes, between Union, Mo., and St. Louis, Mo., and the intermediate and off-route points of The Diamonds, Gray Summit, Hollow, Pond, Grover, Ellisville, Ballwin, Manchester, and Villa Ridge, Mo., between Sullivan, Mo., and St. Louis, Mo., and the intermediate points of Stanton and St. Clair, Mo. Vendee is authorized to operate as a *common carrier* in Missouri and Illinois. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-10351. Authority sought for control by SEABOARD TRANSPORTATION CO., Post Office Box 98, Antioch,

Calif. 94509, of WALTER A. JUNGE, INC., Post Office Box 98, Antioch, Calif. 94509 and for acquisition by WALTER A. JUNGE, also of Antioch, Calif., of control of WALTER A. JUNGE, INC., through the acquisition by SEABOARD TRANSPORTATION CO. Applicants' attorney: William B. Adams, 624 Pacific Building, Portland, Oreg. 97204. Operating rights sought to be controlled: *Paper and paper products,* as a *contract carrier,* over regular routes, from Sumner, Wash., to Seattle, Wash., serving the intermediate point of Tacoma, Wash., restricted to delivery only, from Sumner, Wash., to Seattle, Wash., serving no intermediate points; *materials, supplies, and equipment* incidental to, and used in, the manufacture of paper and paper products, and the operations of paper mills, from Seattle, Wash., to Sumner, Wash., serving the intermediate point of Tacoma, Wash., restricted to pickup only; *paper, paper products, and paper mill supplies,* from Portland, Oreg., to Seattle, Wash., serving the intermediate point of Tacoma, Wash., restricted to delivery only, from Portland, Oreg., to Seattle, Wash., serving the intermediate point of Puyallup, Wash., for delivery only, between Portland, Oreg., and Sumner, Wash., serving the intermediate point of Tacoma, Wash., restricted to delivery only, between Portland, Oreg., and Sumner, Wash., serving the intermediate point of Puyallup, Wash.; *paper and paper products,* over irregular routes, from certain specified points in California, to points in Oregon and Washington, from certain specified points in Washington, and Portland, Oreg., to points in California; *paper, paper products, fiberboard, fiberboard products, pulpboard, roofing materials, insulation, insulation materials, and wallboard,* from certain specified points in Washington, to points in Oregon, from Portland, Oreg., to points in Washington, with restriction; *waste paper,* from Olympia, Wash., to Portland, Oreg., and Antioch and Stockton, Calif., with restriction; and *pulpboard,* from certain specified points in Washington, to Longview, Wash., with restrictions. SEABOARD TRANSPORTATION CO., is authorized to operate as a *contract carrier* in California. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–10352. Authority sought for purchase by NORTHERN PACIFIC TRANSPORT COMPANY, Northern Pacific Building, St. Paul, Minn. 55101, of the operating rights of CRONE MOVING & STORAGE COMPANY, INC., 1200 West Nickerson, Seattle, Wash. 98119, and for acquisition by NORTHERN PACIFIC RAILWAY COMPANY, also of St. Paul, Minn., of control of such rights through the purchase. Applicants' attorney: James Warren Cook, 805 Central Building, Seattle, Wash. 98104. Operating rights sought to be transferred: *General commodities,* excepting, among others, household goods and commodities in bulk, as a *common carrier,* over irregular routes, between points in Washington within three miles of Seattle, including Seattle. Vendee is authorized to operate as a *common carrier* in Washington, Montana, North Dakota, Minnesota, Idaho, Oregon, and Wisconsin. Application has not been filed for temporary authority under section 210a(b). NOTE: See also MC–F–10310 (CONTINENTAL VAN LINES, INC.—Control—CRONE MOVING & STORAGE CO., INC.), published in the November 27, 1968, issue of the FEDERAL REGISTER, on page 17711.

No. MC–F–10353. Authority sought for purchase by CENTRAL PORT WAREHOUSES, INC., 600 Washington Avenue, Carlstadt, N.J. 07072, of a portion of the operating rights of CENTRAL BERGEN WAREHOUSE, INC., 299 River Road, Edgewater, N.J. 07020, and for acquisition by SIGMUND PULVER and GEORGE GLANZBERG, both also of Carlstadt, N.J., of control of such rights through the purchase. Applicants' attorney and representative: Maxwell A. Howell, 1120 Investment Building, 1511 K Street NW., Washington, D.C. 20005, and William Traub, 10 East 40th Street, New York, N.Y. 10016. Operating rights sought to be transferred: *General commodities,* except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, as a *common carrier,* over irregular routes, between points in the New York, N.Y., commercial zone, as defined by the Commission in 1 MCC 665, on the one hand, and, on the other, points in New York, New Jersey, and Connecticut within 60 miles of Columbus Circle, New York, N.Y. Vendee is authorized to operate as a *common carrier* in New Jersey. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–10354. Authority sought for purchase by BRADLEY'S EXPRESS, INCORPORATED, Acheson Drive, Middletown, Conn., of the operating rights of HERBERT WITKIND (PATRICK H. HARRINGTON, Trustee-in-Bankruptcy), c/o Philip J. Assiran, 1 Church Green, Taunton, Mass., and for acquisition by JOHN W. BRADLEY, 4 Prospect Hill Road, Cromwell, Conn., of control of such rights through the purchase. Applicants' attorney and representative: Reubein Kaminsky, 410 Asylum Street, Hartford, Conn. 06103, and Philip J. Assiran, 1 Church Green, Taunton, Mass. Operating rights sought to be transferred: Under a certificate of registration, in Docket No. MC–58189 Sub-2, covering the transportation of general commodities, as a common carrier, in intrastate commerce, within the State of Massachusetts. Vendee is authorized to operate as a *common carrier* in Connecticut, New York, New Jersey, Rhode Island, and Massachusetts. NOTE: MC–85130 Sub-5 is a matter directly related.

No. MC–F–10356. Authority sought for control and merger by TEMPCO TRANSPORTATION, INC. (formerly JACKSON TRUCKING CO., INC.), c/o White River Truck Stop, Taylorsville, Ind. 46124, of the operating rights and property of JACKSON TRUCKING CO., INC. (formerly TEMPCO TRANSPORTATION, INC.), Box 79, Rural Route 2, Edinburg, Ind. 46124, and for acquisition by JAMES G. QUICK and DONALD W. McCAMERON, both also of Taylorsville, Ind., of control of such rights and property through the transaction. Applicants' attorney: Kirkwood Yockey, Suite 501, Union Federal Building, Indianapolis, Ind. 46204. Operating rights sought to be controlled and merged: *Bananas,* as a *common carrier,* over irregular routes, from Miami and Tampa, Fla., to Louisville, Ky., Chicago, Ill., and points in Indiana. TEMPCO TRANSPORTATION, INC. (formerly JACKSON TRUCKING CO., INC.), is authorized to operate as a *common carrier* in Indiana, Ohio, Michigan, West Virginia, Tennessee, Kentucky, Pennsylvania, New York, Maryland, Alabama, Georgia, South Carolina, Florida, Louisiana, Mississippi, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–10357. Authority sought for purchase by HARRY F. ATKINSON & SONS, INC., 4450 Rising Sun Avenue, Philadelphia, Pa. 19140, of the operating rights and property of GEORGE'S TRANSPORTATION CO., INC., 1501 Ridgely Street, Baltimore, Md. 21230, and for acquisition by JOS. B. ATKINSON, and CHARLES H. ATKINSON, both also of Philadelphia, Pa., of control of such rights and property through the purchase. Applicants' attorney: Alan Kahn, Suite 1920, 2 Penn Central Plaza, Philadelphia, Pa. 19102. Operating rights sought to be transferred: *General commodities,* except those of unusual value, high explosives, automobiles, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, as a *common carrier,* over regular routes, between Alexandria, Va., and New York, N.Y., serving certain intermediate and off-route points; *glass bottles,* over irregular routes, from Baltimore, Md., to certain specified points in New York; *liquors and alcoholic beverages,* from Baltimore, Md., to certain specified points in Connecticut; and *containers* used in the transportation of glass bottles, between Baltimore, Md., on the one hand, and, on the other, certain specified points in New York. Vendee is authorized to operate as a *common carrier* in New Jersey, New York, and Pennsylvania. Application has been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 69–518; Filed, Jan. 14, 1969; 8:50 a.m.]

[Notice 760]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JANUARY 9, 1969.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC–67 (49

CFR Part 340) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 124078 (Sub-No. 357 TA), filed January 6, 1969. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 Street, Milwaukee, Wis. 53215. Applicant's representative: Richard H. Prevette (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Calcium phosphate, dry*, in bulk, in hopper-type vehicles, from Nashville, Tenn., to Kankakee, Ill., for 150 days. Supporting shipper: Stauffer Chemical Co. 299 Park Avenue, New York, N.Y. 10017 (C. M. Hinesley, Product Transporatation Manager). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, Wis. 53203.

No. MC 126439 (Sub-No. 7 TA), filed January 2, 1969. Applicant: CAMIRAND CARTAGE LTD., 46 Milton, Avenue, Ville St-Pierre, Quebec, Canada. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Classes A, B, and C explosives*, ammunition, blasting agents, ingredients and component parts of explosives, from ports of entry on the United States-Canadian boundary line in the States of Vermont, New York, Ohio, Michigan, Minnesota, and North Dakota; to Sacramento, Calif.; Simbury, Conn.; Port Ewen, N.Y.; Kenvil, N.J.; Tracy, Calif.; Yorktown, Va.; Indianhead, Md.; Dalgren, Va.; Aberdeen, Md.; Dover, N.J.; Philadelphia, Pa.; Naples, N.C.; West Hanover, Mass.; Joliette, Ill.; Yuma, Ariz.; Albuquerque, N. Mex.; Ashville, N.C.; Cumberland, N.Y.; North Fontana, Calif.; and the U.S. Marine Corps, Quantico Base, Va., and *damaged and/or rejected material*, on return, for 180 days. Supporting shippers: Canadian Industries, Ltd., De Salaberry Works, B.S. 5520, Valleyfield, Quebec, Canada; G. M. Patry, Ltd., Montreal International Airport, Borval, Quebec, Canada; Canadian Arsenals, Ltd., Fillind Division, St. Paul L'Ermite, Quebec, Canada. Send protests to: Martin P. Monaghan, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 52 State Street, Room 5, Montpelier, Vt. 05602.

No. MC 127505 (Sub-No. 20 TA) (Correction), filed December 16, 1968, published FEDERAL REGISTER, issue of December 27, 1968, and republished as corrected this issue. Applicant: RALPH H. BOELK, doing business as R. H. BOELK TRUCK LINES, 1201 14th Avenue, Mendota, Ill. 61342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic foam articles*, from Belvidere, Ill., to points in Alabama, Connecticut, Delaware, District of Columbia, Georgia, Indiana, Kentucky, Maine, Michigan, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin (except Beloit, Jonesville, Kenosha, Madison, Milwaukee, Racine, and Waukesha), for 180 days. NOTE: The purpose of this republication is to include West Virginia, omitted as destination point in previous publication. Supporting shipper: Apache Foam Products, Division of Millmaster Onyx Corp., 1005 McKinley Avenue, Belvidere, Ill. 61008. Send protests to: William E. Gallagher, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 219 South Dearborn Street, Room 1086, Chicago, Ill. 60604.

No. MC 128791 (Sub-No. 6 TA), filed January 6, 1969. Applicant: L & S BOAT TRANSPORTATION COMPANY, INC., 3356 53d Avenue North, St. Petersburg, Fla. 33714. Applicant's representative: M. Craig Massey, Post Office Drawer J, 223 South Florida Avenue, Lakeland, Fla. 33802. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Boats and boat parts, and supplies and equipment* moving in connection therewith, from St. Petersburg, Fla., to all points in the 48 continental United States and the District of Columbia, for 180 days. Supporting shipper: Bruce Bidwell, Secretary, Morgan Yacht Corp., St. Petersburg, Fla. Send protests to: District Supervisor Joseph B. Teichert, Interstate Commerce Commission, Bureau of Operations, Room 1226, 51 Southwest First Avenue, Miami, Fla. 33130.

No. MC 129461 (Sub-No. 3 TA), filed January 2, 1969. Applicant: TRANS-CONTINENTAL HAULERS, INC., 5925 North Landers Avenue, Chicago, Ill. 60646. Applicant's representative: Edward M. Grabill, Jr., 135 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Boats* of at least 51 feet in length and *boat parts, supplies, and equipment* moving in connection therewith on the same vehicle; (1) from points in Wisconsin and Illinois, to points in Texas, Florida, Louisiana, Alabama, Mississippi, Virginia, Maryland, New Jersey, New York, Rhode Island, Massachusetts, California, Washington, and Oregon; (2) from points in Ohio, to points in Florida, Georgia, California, Washington, and Oregon; (3) from points in New Jersey, to points in Washington and Oregon; (4) from points in California and Oregon, to points in Washington, Oregon, Wisconsin, Illinois, New York, New Jersey, Maryland, Georgia, Florida, and Texas, for 180 days. Supporting shippers: There are approximately 10 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Andrew J. Montgomery, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 219 South Dearborn Street, Chicago, Ill. 60604.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 69-519; Filed, Jan. 14, 1969; 8:50 a.m.]

[Notice 275]

MOTOR CARRIER TRANSFER PROCEEDINGS

JANUARY 10, 1969.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-35426. By order of December 31, 1968, the Transfer Board approved the release to Houston Motor Service, Inc., Houston, Tex., of the certificate of registration in MC-121457 (Sub-No. 1), issued July 28, 1964, to Carter Swint, doing business as Carter Swint Co., Houston, Tex., authorizing the transportation of various specified commodities between points in Texas. Joe G. Fender, 802 Houston First Savings Building, Houston, Tex. 77002, attorney for applicants.

No. MC-FC-70845. By order of December 31, 1968, the Transfer Board approved the transfer to Conlon Agency, Inc., doing business as Conlon Travel Agency 163 North Mechanic Street, Cumberland, Md. 21502; of license in No. MC-130019, issued July 3, 1967, to Conlon Travel, Inc., doing business as Conlon Travel, 163 North Mechanic Street, Cumberland, Md. 21502; authorizing service as a broker of passengers and their baggage, in round-trip tours, beginning and end-

ing at Cumberland, Md.; and extending to points in the United States including Alaska, but excluding Hawaii.

No. MC–FC–71007. By order of December 31, 1968, the Transfer Board approved the transfer to Equipment Trucking Co., Springfield, Ill., of permit No. MC–128124, issued April 6, 1967, to Freesen Bros. Trucking, Inc., Bluffs, Ill., authorizing the transportation of used road construction machinery and equipment, between Bluffs, Ill., on the one hand, and, on the other, points in Indiana, Iowa, and Missouri. Robert T. Lawley, 308 Reisch Building, Springfield, Ill. 62701, attorney for applicants.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 69–520; Filed, Jan. 14, 1969; 8:50 a.m.]

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